

Conservation and Reclamation: House bill No. 59, Senate bills Nos. 71, 70, 72, 93, 92, 91, 89 and 90.

Banks and Banking: Senate bill No. 22.

Municipal and Private Corporations: House bill No. 101.

Agriculture: Senate bills Nos. 102 and 84, House bills Nos. 81, 82 and 84.

State Affairs: Senate bills Nos. 26, 10, 38, 8, 9, 57 and 25, House bills Nos. 92, 91, 90 and 65.

Public Lands and Buildings: Senate bills Nos. 27, 74 and 14.

School Districts: House bills Nos. 24 and 70.

Privileges, Suffrage and Elections: Senate bill No. 34.

The following committees have filed adverse reports on bills, as follows:

School Districts: House bill No. 36.

State Affairs: House bill No. 58.

Game and Fisheries: House bill No. 68.

Revenue and Taxation: House bill No. 35.

EIGHTEENTH DAY.

(Monday, February 17, 1930.)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and developed the fact that there was not a quorum present.

Mr. Barnett moved a call of the House for the purpose of securing a quorum, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Barnett, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll was again called, and the following members were present:

Mr. Speaker.	Bond.
Acker.	Bounds.
Ackerman.	Bradley.
Adkins.	Brice.
Albritton.	Carpenter.
Allred.	Coltrin.
Anderson.	Conway.
Avis.	Cox of Lamar.
Baker.	Cox of Limestone.
Barnett.	Davis.
Bateman.	DeWolfe.

Duvall.	Mehl.
Enderby.	Metcalfe.
Farrar.	Moore.
Finn.	Morse.
Finlay.	Mosely.
Forbes.	Murphy.
Fuchs.	Negley.
Gates.	Nicholson.
Giles.	Olsen.
Graves	Palmer.
of Williamson.	Patterson.
Graves of Erath.	Pavlica.
Hardy.	Petsch.
Harding.	Pope of Jones.
Harman.	Pope of Nueces.
Harper.	Purl.
Harrison.	Quinn.
Heaton.	Ray.
Hefley.	Renfro.
Hines.	Riley.
Hogg.	Rogers.
Hopkins.	Rountree.
Hornaday.	Sanders.
Hubbard.	Shaver.
Jenkins.	Shelton.
Johnson	Simmons.
of Dallam.	Sinks.
Johnson	Snelgrove.
of Dimmit.	Speck.
Johnson of Smith.	Stephens.
Johnson of Scurry.	Stevenson.
Justiss.	Storey.
Kayton.	Tarwater.
Keller.	Terrell.
Kemble.	Thompson.
Kennedy.	Tillotson.
Kincaid.	Turner.
King.	Van Zandt.
Kinnear.	Veatch.
Lee.	Wallace.
Lemens.	Walters.
Long of Wichita.	Webb.
Magee.	West.
Mankin.	Wiggs.
Marks.	Williams
Martin.	of Sabine.
Mauritz.	Williams
Maynard.	of Travis.
McCombs.	Woodruff.
McGill.	Young.

Absent.

Beck.	Long of Houston.
Dunlap.	Loy.
Eickenroht.	Montgomery.
Holder.	O'Neill.
Jones.	Reid.

Absent—Excused.

Baldwin.	Kenyon.
Brooks.	Land.
Chastain.	McDonald.
Ewing.	McKean.
Gilbert.	Minor.
Keeton.	Mullally.

Pool.	Strong.
Prendergast.	Waddell.
Reader.	Warwick.
Richardson.	Westbrook.
Savage.	Williams
Sherrill.	of Hardin.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Mullally for today, on motion of Mr. Gates.

Mr. Westbrook for today, on motion of Mr. Hopkins.

Mr. Warwick for today, on motion of Mr. Tarwater.

Mr. Sherrill for today and tomorrow, on motion of Mr. Brice.

Mr. Richardson for today and tomorrow, on motion of Mr. Westbrook.

Mr. Chastain for today and tomorrow, on motion of Mr. Hardy.

Mr. Shaver for last Friday and Saturday, on motion of Mr. Morse.

Mr. Reader for today and tomorrow, on motion of Mr. Mehl.

The following members were granted leaves of absence on account of illness:

Mr. McDonald for today, on motion of Mr. Farrar.

Mr. Keeton for today and tomorrow, on motion of Mr. Young.

Mr. Minor for today and tomorrow, on motion of Mr. Sanders.

Mr. Gilbert for today, on motion of Mr. Conway.

Mr. Brooks for today, on motion of Mr. Cox of Lamar.

Mr. Pool for today and the balance of the week, on motion of Mr. Purl.

Mr. Williams of Hardin for today and tomorrow, on motion of Mr. Quinn.

Mr. Savage for today and the balance of the week, on motion of Mr. Justiss.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Purl, Senate bill No. 3 was ordered not printed.

On motion of Mr. Hardy, Senate bill No. 85 was ordered not printed.

On motion of Mr. Purl, Senate bill No. 34 was ordered not printed.

On motion of Mr. Ray, House bill No. 55 was ordered not printed.

TO REQUEST THE ESTABLISHMENT OF CERTAIN EDUCATIONAL INSTITUTION IN TEXAS.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 12, Relative to the establishment of certain educational institutions in Texas.

Whereas, The Hon. Henry Ford, one of America's most progressive, humane and forward looking citizens, has declared his intention of devoting the rest of his life to education for citizenship of the youth of America, and to probably expend the munificent sum of one hundred million dollars for same; and

Whereas, Mr. Ford believes that vocational schools better fit one for life and for citizenship than schools of other character; and

Whereas, He plans to establish these vocational schools and schools for the training of teachers in strategical parts of the United States; and

Whereas, Texas, the largest State in the Union, has practically one and one-half million public school children within the scholastic age at this time, with probably one hundred thousand illiterates in the State; and

Whereas, Texas is in need of an institution of the character that Mr. Ford contemplates establishing; now, therefore, be it

Resolved by the Senate, the House of Representatives concurring, That Mr. Ford be urged to consider Texas as a proper field for the establishment of one of these institutions.

The resolution was read second time and was adopted.

RELATIVE TO THE LOCATION OF CERTAIN STATE PARK.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 13, Relative to the location of certain State park.

Whereas, There are numerous able-bodied prisoners in the Penitentiary of the State of Texas for which there is no available employment; and

Whereas, It is a great loss of manpower, expense and danger in maintaining these men in idleness; and

Whereas, The State of Texas has for a long time considered the advisability of a State park or parks to be located in the Davis Mountains somewhere between the towns of Balmorhea and Fort Stockton; and

Whereas, The climate in that territory is most suitable and desirable and that much of the land now belongs to the State and the other could be acquired at a very nominal price, it is further shown that at the town of Fort Stockton and the town of Balmorhea there is wonderful water facilities, and much irrigation land where truck garden and fruits of every character can be raised to supply tourists with all character of truck, vegetables and fruits during their vacation and further, there are many canyons which empty into Madero canyon which furnishes ideal sites for the construction of artificial lakes and ponds which could be stocked with fish for the amusement and pleasure of our people. The climate of this locality rarely ever goes above 75 degrees F. in the summer time and the altitude of 5000 feet;

Whereas, There could be established in that territory somewhere on the Madero canyon as delightful a summer resort as is possible to be conceived of, which if said park and roads were established would cause thousands of our citizens to visit said park and spend their vacations instead of going to summer resorts outside the State of Texas, and bring thousands of tourists from other States; now, therefore, be it

Resolved by the Senate, the House concurring, That the Governor be authorized to put into action such governmental agencies as are necessary and proper for the intelligent location of said park or parks and the construction of said roads and resorts as would be advisable and that he be authorized after the location of the site, or sites to employ and use idle prison labor in the construction of the roads and the beautification of the park and summer resorts referred to, and for the construction of the Davis Mountain State Park Highway provided for by the act passed by the Fortieth Legislature.

The resolution was read second time.

On motion of Mr. Kennedy, the resolution was referred to the Committee on Penitentiaries.

TO SUSPEND CERTAIN HOUSE RULE.

Mr. Hardy moved that paragraphs Nos. 1, 3, 4, and 5 of Section 5 of House Rule No. XIX be suspended at this time.

The motion prevailed by the following vote:

Yeas—88.

Mr. Speaker.	Baker.
Acker.	Barnett.
Allred.	Bounds.

Bradley.	Mehl.
Brice.	Metcalfe.
Carpenter.	Moore.
Coltrin.	Morse.
Conway.	Mosely.
Cox of Lamar.	Murphy.
Cox of Limestone.	Negley.
Davis.	Nicholson.
DeWolfe.	Palmer.
Enderby.	Patterson.
Finn.	Pavlica.
Forbes.	Petsch.
Fuchs.	Pope of Jones.
Giles.	Pope of Nueces.
Graves	Purl.
of Williamson.	Quinn.
Hardy.	Ray.
Harding.	Riley.
Harper.	Rountree.
Harrison.	Sanders.
Hefley.	Shaver.
Hines.	Shelton.
Hogg.	Simmons.
Hornaday.	Sinks.
Johnson	Snelgrove.
of Dallam.	Speck.
Johnson	Stevenson.
of Dimmit.	Storey.
Johnson of Smith.	Tarwater.
Johnson of Scurry.	Terrell.
Justiss.	Thompson.
Kemble.	Tillotson.
Kincaid.	Turner.
King.	Van Zandt.
Kinnear.	Veatch.
Magee.	Wallace.
Mankin.	Walters.
Marks.	West.
Mauritz.	Williams
Maynard.	of Sabine.
McCombs.	Woodruff.
McGill.	Young.

Nays—8.

Ackerman.	Heaton.
Avis.	Jenkins.
Gates.	Kennedy.
Graves of Erath.	Rogers.

Present—Not Voting.

Adkins.	Webb.
Farrar.	Williams
Renfro.	of Travis.
Stephens.	

Absent.

Albritton.	Harman.
Anderson.	Holder.
Bateman.	Hopkins.
Beck.	Hubbard.
Bond.	Jones.
Dunlap.	Kayton.
Duvall.	Keller.
Eickenroht.	Lee.
Finlay.	Lemens.

building program amounting to approximately \$2,000,000. Higher education was otherwise given a larger financial support than it had ever before received.

Higher education was likewise liberally supported by your appropriations. When the amount of the appropriations made by the Fortieth Legislature for the building program is deducted, I believe it will be seen that the Forty-first Legislature has provided even more liberally than the Fortieth for the salaries and maintenance in our institutions of higher learning.

For several years the making of oil leases on University lands has been handled in a rather unsatisfactory manner, but through the vision and foresight of the Forty-first Legislature this responsibility has been very wisely placed with a committee of the Board of Regents and the Commissioner of the General Land Office. Under this arrangement this part of the University property should be better managed and should bring in added revenues for the support and upbuilding of that institution.

The problem of erecting dormitories at our State schools has been a burden upon the general revenue and a burden which could not always be met. Dormitories have been needed, but there has been very little money to build them. This Legislature passed laws authorizing our University and several colleges to issue and sell forms of debentures, the proceeds of which shall be used to construct dormitories and the debentures are to be redeemed from the revenues of the dormitories. This financing arrangement should solve the dormitory question, provide our schools with needed dormitory facilities, and relieve the general revenue of the burden of providing for that limited part of this need which it can meet.

Recognizing the tremendous development in the west and southwest area of the State, the Legislature changed the character of the College of Mines and Metallurgy and the Kingsville school, and enlarged and broadened their scope to meet the needs of those sections, and thus, I hope, averted the establishment of another teachers' college.

"It is an axiom in political science that unless a people are educated and enlightened it is idle to expect the continuance of civil liberty, or the capacity of self-government."—(Texas Declaration of Independence.) We want as near an equality of educational opportunity between children in cities and towns and those in rural sections as the

physical conditions and the circumstances of our State permit. I do not hesitate to claim for the Fortieth and Forty-first Legislatures that these two Legislatures have done more for public education and for equal educational opportunity than any two Legislatures that ever convened in this State.

Courts.

I had ambitions that the Fortieth Legislature might pass great measures of reform in judicial procedure. While my ambitions in this respect were not fully realized, acts were passed in the nature of judicial reforms that were needed and beneficial.

Provision was made for the division of the State into a number of administrative judicial districts with a resident district judge as presiding judge of the administrative judicial district. Authority was given for the transfer of judges from one district to another to hold court, try cases and relieve the congestion of the dockets in overcrowded districts. This law has not been availed of in all parts of Texas, but in some parts of the State it has been used and great progress has been made in clearing congested dockets. It will in time be more universally used and will delay the necessity for additional district courts.

The Courts of Civil Appeals since the time of their creation have been closed to litigants for a period of three months each year. Regardless of the importance of the issue involved in a lawsuit or the need of an early decision, the case had to wait while the machinery of these courts stood idle for one-fourth of each year. The Fortieth Legislature passed a law providing that these courts should be regarded as in continuous and uninterrupted term and open for the dispatch of business throughout the year. The period in which the justices might be on vacation was reduced to sixty days, during which time the courts are not closed to litigants, whereas, heretofore during vacation the court could not transact any business.

It should be stated here that under the Constitution the Supreme Court and the Court of Criminal Appeals are in enforced vacation from the latter part of June of each year until the first part of the following October—one-fourth of the year. While it may be possible for one of the judges or justices to grant some extraordinary writ during this period of vacation, the courts as such are closed to the litigants. Valuable rights may

ticles 6954 and 6955, Revised Statutes of Texas, 1925, and declaring an emergency."

S. B. No. 63, "An Act providing for an open season on squirrels in Marion, Cass and Bowie counties, Texas; providing penalty, repealing all laws in conflict herewith, and declaring an emergency."

S. B. No. 26, "An Act authorizing a certain portion of the salary of county judges and county commissioners to be paid out of the road and bridge fund and the remainder out of the general fund of the county, and declaring an emergency."

S. B. No. 70, "An Act ratifying and validating Liberty County Drainage District No. 2, Liberty county, Texas, converting said district into a conservation and reclamation district, without change of name and without impairment of its obligations, providing that said district shall henceforth be entitled to the benefits of the enlarged powers conferred by Article 16, Section 59, of the Constitution of Texas; determining that the conversion of said district into a conservation and reclamation district under Section 59 of Article 16 of the Constitution will benefit the citizens and property within said district; providing that all limitations of indebtedness authorized to be incurred and taxes to be levied imposed by Section 52 of Article 3 of the Constitution, and all laws under which said district was organized are removed, and that henceforth all indebtedness against said district and all taxes levied in payment thereof shall be under Section 59 of Article 16 of the Constitution of Texas and laws enacted pursuant thereto; determining that the constitutional notice required for the enactment of local or special laws has been given in the manner and form required by law, and declaring an emergency."

S. B. No. 93, "An Act to create San Bernard Drainage District No. 10 of Brazoria county, Texas," etc.

S. B. No. 92, "An Act to create Angleton Drainage District of Brazoria county, Texas," etc.

S. B. No. 91, "An Act to create Velasco Drainage District of Brazoria county, Texas," etc.

S. B. No. 90, "An Act to create Brazoria County Drainage District No. Six (6), in Brazoria county, Texas," etc.

S. B. No. 89, "An Act to create Brazoria County Drainage District No. 8, in Brazoria county, Texas," etc.

S. B. No. 72, "An Act ratifying and validating Liberty County Improvement District No. 1, in Liberty county,

Texas; converting said district into a conservation and reclamation district, without change of name and without impairment of its obligations; providing that said district shall henceforth be entitled to the benefits of the enlarged powers conferred by Article 16, Section 59, of the Constitution of Texas; determining that the conversion of said district into a conservation and reclamation district under Section 59 of Article 16 of the Constitution will benefit the citizens and property within said district; providing that all limitations of indebtedness authorized to be incurred and taxes to be levied imposed by Section 52 of Article 3 of the Constitution and all laws under which said district was organized are removed, and that henceforth all indebtedness against said district and all taxes levied in payment thereof shall be under Section 59 of Article 16 of the Constitution of Texas and laws enacted pursuant thereto; determining that the constitutional notice required for the enactment of local or special laws has been given in the manner and form required by law, and declaring an emergency."

CALL OF THE HOUSE ORDERED.

Mr. Rountree moved a call of the House for the purpose of maintaining a quorum until 12 o'clock a. m. today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Purl, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

HOUSE BILL NO. 92 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 92, A bill to be entitled "An Act to amend Article 8225 of Chapter 9, Title 128, Revised Civil Statutes of 1925, so as to provide for the purchase by navigation districts from the State of Texas of any lands and flats belonging to said State covered or partly covered by the waters of the bays or other arms of the sea within said district; authorizing the Commissioner of the General Land Office to

sell lands at a price of one dollar (\$1.00) per acre; providing application and the issuance of patents and the disposition of the proceeds of said sale, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—101.

Mr. Speaker.	Mankin.
Acker.	Marks.
Ackerman.	Martin.
Adkins.	Mauritz.
Albritton.	Maynard.
Allred.	McCombs.
Avis.	McGill.
Baker.	Mehl.
Barnett.	Metcalfe.
Bateman.	Moore.
Bounds.	Morse.
Bradley.	Mosely.
Brice.	Murphy.
Carpenter.	Negley.
Coltrin.	Nicholson.
Conway.	Palmer.
Cox of Lamar.	Pavlica.
Cox of Limestone.	Pope of Nueces.
Davis.	Purl.
DeWolfe.	Quinn.
Enderby.	Ray.
Finn.	Renfro.
Forbes.	Riley.
Fuchs.	Rogers.
Gates.	Rountree.
Giles.	Sanders.
Graves	Shaver.
of Williamson.	Shelton.
Graves of Erath.	Simmons.
Hardy.	Sinks.
Harding.	Snelgrove.
Harper.	Speck.
Heaton.	Stephens.
Hefley.	Stevenson.
Hines.	Storey.
Hogg.	Tarwater.
Hopkins.	Terrell.
Hornaday.	Thompson.
Hubbard.	Tillotson.
Jenkins.	Turner.
Johnson	Veatch.
of Dallam.	Wallace.
Johnson	Walters.
of Dimmit.	Webb.
Johnson of Smith.	West.
Justiss.	Wiggs.
Keller.	Williams
Kemble.	of Sabine.
Kincaid.	Williams
King.	of Travis.
Kinnear.	Woodruff.
Magee.	Young.

Nays—1.

Kennedy.

Present—Not Voting.

Farrar.

Absent.

Anderson.	Lee.
Beck.	Lemens.
Bond.	Long of Houston.
Dunlap.	Long of Wichita.
Duvall.	Loy.
Eickenroht.	Montgomery.
Finlay.	Olsen.
Harman.	O'Neill.
Harrison.	Patterson.
Holder.	Petsch.
Johnson of Scurry.	Pope of Jones.
Jones.	Reid.
Kayton.	Van Zandt.

Absent—Excused.

Baldwin.	Pool.
Brooks.	Prendergast.
Chastain.	Reader.
Ewing.	Richardson.
Gilbert.	Savage.
Keeton.	Sherrill.
Kenyon.	Strong.
Land.	Waddell.
McDonald.	Warwick.
McKean.	Westbrook.
Minor.	Williams
Mullally.	of Hardin.

SENATE BILL NO. 18 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 18, A bill to be entitled "An Act amending Section 6 of Chapter 45, Acts of the Forty-first Legislature, First Called Session, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—104.

Mr. Speaker.	Cox of Limestone.
Acker.	Davis.
Ackerman.	DeWolfe.
Adkins.	Farrar.
Albritton.	Finn.
Allred.	Forbes.
Avis.	Fuchs.
Baker.	Gates.
Barnett.	Giles.
Bateman.	Graves
Bond.	of Williamson.
Bounds.	Graves of Erath.
Bradley.	Hardy.
Brice.	Harding.
Carpenter.	Harper.
Coltrin.	Harrison.
Conway.	Heaton.
Cox of Lamar.	Hefley.

Hines.	Pope of Jones.
Hogg.	Pope of Nueces.
Hopkins.	Purl.
Hornaday.	Quinn.
Hubbard.	Ray.
Jenkins.	Reader.
Johnson	Renfro.
of Dallam.	Riley.
Johnson	Rogers.
of Dimmit.	Rountree.
Johnson of Smith.	Sanders.
Johnson of Scurry.	Shaver.
Justiss.	Shelton.
Keller.	Simmons.
Kennedy.	Sinks.
Kenyon.	Snelgrove.
Kincaid.	Speck.
King.	Stevenson.
Kinnear.	Storey.
Magee.	Tarwater.
Mankin.	Terrell.
Marks.	Thompson.
Mauritz.	Tillotson.
Maynard.	Turner.
McCombs.	Van Zandt.
McGill.	Veatch.
McKean.	Wallace.
Mehl.	Walters.
Metcalf.	Webb.
Moore.	West.
Morse.	Wiggs.
Mosely.	Williams
Murphy.	of Sabine.
Negley.	Williams
Nicholson.	of Travis.
Palmer.	Woodruff.
Pavlica.	Young.

Present—Not Voting.

Stephens.

Absent.

Anderson.	Lee.
Beck.	Lemens.
Dunlap.	Long of Houston.
Duvall.	Long of Wichita.
Enderby.	Loy.
Eickenroht.	Martin.
Finlay.	Montgomery.
Harman.	Olsen.
Holder.	O'Neill.
Jones.	Patterson.
Kayton.	Petsch.
Kemble.	Reid.

Absent—Excused.

Baldwin.	Mullally.
Brooks.	Pool.
Chastain.	Prendergast.
Ewing.	Richardson.
Gilbert.	Savage.
Keeton.	Sherrill.
Land.	Strong.
McDonald.	Waddell.
Minor.	Warwick.

Westbrook.	Williams
	of Hardin.

SENATE BILL NO. 27 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 27. A bill to be entitled "An Act to fix the maximum rate of tax to be levied for the purpose of maintaining the public schools and issuing bonds in school districts in all counties which, according to the Federal Census of 1920, have a population of not fewer than 720 and not more than 750; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—86.

Mr. Speaker.	Kinnear.
Acker.	Magee.
Adkins.	Mankin.
Albritton.	Marks.
Allred.	Martin.
Baker.	Mauritz.
Bateman.	Maynard.
Bond.	McCombs.
Bradley.	McGill.
Carpenter.	Mehl.
Coltrin.	Metcalf.
Conway.	Morse.
Cox of Lamar.	Mosely.
Cox of Limestone.	Murphy.
DeWolfe.	Negley.
Enderby.	Nicholson.
Finn.	Palmer.
Forbes.	Pavlica.
Gates.	Pope of Jones.
Giles.	Pope of Nueces.
Graves	Purl.
of Williamson.	Quinn.
Hardy.	Ray.
Harding.	Riley.
Harper.	Rountree.
Harrison.	Sanders.
Heaton.	Shaver.
Hefley.	Shelton.
Hogg.	Simmons.
Hopkins.	Sinks.
Hornaday.	Snelgrove.
Hubbard.	Speck.
Jenkins.	Stevenson.
Johnson	Storey.
of Dallam.	Tarwater.
Johnson	Terrell.
of Dimmit.	Thompson.
Johnson of Smith.	Tillotson.
Johnson of Scurry.	Van Zandt.
Justiss.	Wallace.
Keller.	Webb.
Kemble.	Williams
King.	of Sabine.

Williams
of Travis.

Young.

Nays—14.

Ackerman.	Graves of Erath.
Avis.	Kennedy.
Barnett.	Rogers.
Bounds.	Turner.
Brice.	Veatch.
Davis.	West.
Farrar.	Wiggs.

Present—Not Voting.

Kincaid.	Stephens.
Renfro.	

Absent.

Anderson.	Lemens.
Beck.	Long of Houston.
Dunlap.	Long of Wichita.
Duvall.	Loy.
Eickenroht.	Montgomery.
Finlay.	Moore.
Fuchs.	Olsen.
Harman.	O'Neill.
Hines.	Patterson.
Holder.	Petsch.
Jones.	Reid.
Kayton.	Walters.
Lee.	Woodruff.

Absent—Excused.

Baldwin.	Pool.
Brooks.	Prendergast.
Chastain.	Reader.
Ewing.	Richardson.
Gilbert.	Savage.
Keeton.	Sherrill.
Kenyon.	Strong.
Land.	Waddell.
McDonald.	Warwick.
McKean.	Westbrook.
Minor.	Williams
Mullally.	of Hardin.

SENATE BILL NO. 57 ON THIRD READING.

The Speaker laid before the House,
on its third reading and final passage,

S. B. No. 57, A bill to be entitled
"An Act limiting the power of the com-
missioners court in making contracts in
connection with the collection of delin-
quent taxes; limiting the amount that
can be paid under said contracts, and
declaring an emergency."

The bill was read third time and was
passed by the following vote:

Yeas—102.

Mr. Speaker.	Allred.
Acker.	Avis.
Ackerman.	Baker.
Adkins.	Barnett.
Albritton.	Bateman.

Bond.	Martin.
Bounds.	Mauritz.
Bradley.	Maynard.
Brice.	McGill.
Carpenter.	Mehl.
Coltrin.	Metcalfe.
Conway.	Moore.
Cox of Lamar.	Morse.
Cox of Limestone.	Mosely.
Davis.	Murphy.
DeWolfe.	Negley.
Enderby.	Nicholson.
Farrar.	Palmer.
Finn.	Pavlica.
Forbes.	Pope of Jones.
Fuchs.	Pope of Nueces.
Gates.	Purl.
Graves	Quinn.
of Williamson.	Ray.
Graves of Erath.	Reader.
Hardy.	Riley.
Harding.	Rogers.
Harper.	Rountree.
Harrison.	Sanders.
Heaton.	Shaver.
Hefley.	Shelton.
Hines.	Simmons.
Hogg.	Sinks.
Hopkins.	Snelgrove.
Hornaday.	Speck.
Hubbard.	Stephens.
Jenkins.	Stevenson.
Johnson	Storey.
of Dallam.	Tarwater.
Johnson	Terrell.
of Dimmit.	Thompson.
Johnson of Smith.	Tillotson.
Johnson of Scurry.	Turner.
Justiss.	Van Zandt.
Keller.	Veatch.
Kemble.	Wallace.
Kennedy.	Walters.
Kincaid.	Webb.
King.	West.
Kinnear.	Wiggs.
Magee.	Williams
Mankin.	of Sabine.
Marks.	Woodruff.

Present—Not Voting.

Williams
of Travis.

Absent.

Anderson.	Lemens.
Beck.	Long of Houston.
Dunlap.	Long of Wichita.
Duvall.	Loy.
Eickenroht.	McCombs.
Finlay.	Montgomery.
Giles.	Olsen.
Harman.	O'Neill.
Holder.	Patterson.
Jones.	Petsch.
Kayton.	Reid.
Lee.	Young.

Absent—Excused.

Baldwin.	Pool.
Brooks.	Prendergast.
Chastain.	Renfro.
Ewing.	Richardson.
Gilbert.	Savage.
Keeton.	Sherrill.
Kenyon.	Strong.
Land.	Waddell.
McDonald.	Warwick.
McKean.	Westbrook.
Minor.	Williams
Mullally.	of Hardin.

SENATE BILL NO. 79 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 79, A bill to be entitled "An Act regulating the killing of wild turkeys in the counties composing the Third, Fifth and Fourteenth Senatorial Districts."

The bill was read third time and was passed by the following vote:

Yeas—103.

Mr. Speaker.	Hogg.
Acker.	Hopkins.
Ackerman.	Hornaday.
Adkins.	Hubbard.
Albritton.	Jenkins.
Allred.	Johnson
Avis.	of Dallam.
Baker.	Johnson
Barnett.	of Dimmit.
Bateman.	Johnson of Smith.
Bond.	Johnson of Scurry.
Bounds.	Justiss.
Bradley.	Keller.
Brice.	Kemble.
Carpenter.	Kennedy.
Coltrin.	Kincaid.
Conway.	King.
Cox of Lamar.	Kinnear.
Cox of Limestone.	Magee.
Davis.	Mankin.
Enderby.	Marks.
Farrar.	Mauritz.
Finn.	Maynard.
Forbes.	McCombs.
Fuchs.	McGill.
Gates.	Mehl.
Giles.	Metcalfe.
Graves	Moore.
of Williamson.	Morse.
Graves of Erath.	Mosely.
Hardy.	Murphy.
Harding.	Negley.
Harper.	Nicholson.
Harrison.	Palmer.
Heaton.	Pavlica.
Hefley.	Pope of Jones.
Hines.	Pope of Nueces.

Purl.	Terrell.
Quinn.	Thompson.
Ray.	Tillotson.
Renfro.	Turner.
Riley.	Van Zandt.
Rogers.	Veatch.
Rountree.	Wallace.
Sanders.	Walters.
Shaver.	Webb.
Shelton.	West.
Simmons.	Wiggs.
Sinks.	Williams
Snelgrove.	of Sabine.
Speck.	Williams
Stephens.	of Travis.
Storey.	Young.
Tarwater.	

Absent.

Anderson.	Long of Houston.
Beck.	Long of Wichita.
DeWolfe.	Loy.
Dunlap.	Martin.
Duvall.	Montgomery.
Eickenroht.	Olsen.
Finlay.	O'Neill.
Harman.	Patterson.
Holder.	Petsch.
Jones.	Reid.
Kayton.	Stevenson.
Lee.	Woodruff.
Lemens.	

Absent—Excused.

Baldwin.	Pool.
Brooks.	Prendergast.
Chastain.	Reader.
Ewing.	Richardson.
Gilbert.	Savage.
Keeton.	Sherrill.
Kenyon.	Strong.
Land.	Waddell.
McDonald.	Warwick.
McKean.	Westbrook.
Minor.	Williams
Mullally.	of Hardin.

SENATE BILL NO. 87 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 87, A bill to be entitled "An Act providing that it shall be lawful to use shrimp trawls of certain specified size for the purpose of taking shrimp of any size for bait in any of the tidal waters of this State; providing that shrimp of any size may be taken with a minnow seine of not more than twenty feet in length or with a cast net; providing that no shrimp taken for bait may be sold for bait unless the person taking them has a fisherman's license."

The bill was read third time and was passed by the following vote:

Yeas—103.

Mr. Speaker.	Kinnear.
Acker.	Magee.
Ackerman.	Mankin.
Adkins.	Marks.
Albritton.	Martin.
Allred.	Mauritz.
Anderson.	Maynard.
Avis.	McGill.
Barnett.	McKean.
Bateman.	Mehl.
Bond.	Metcalfe.
Bounds.	Moore.
Bradley.	Morse.
Brice.	Mosely.
Carpenter.	Murphy.
Coltrin.	Negley.
Conway.	Nicholson.
Cox of Lamar.	Palmer.
Cox of Limestone.	Pavlica.
Davis.	Pope of Jones.
DeWolfe.	Pope of Nueces.
Enderby.	Purl.
Farrar.	Quinn.
Finn.	Renfro.
Forbes.	Riley.
Fuchs.	Rogers.
Giles.	Rountree.
Graves	Sanders.
of Williamson.	Shaver.
Graves of Erath.	Shelton.
Hardy.	Simmons.
Harding.	Sinks.
Harper.	Snelgrove.
Harrison.	Speck.
Heaton.	Stephens.
Hefley.	Stevenson.
Hines.	Storey.
Hogg.	Tarwater.
Hopkins.	Terrell.
Hornaday.	Tillotson.
Hubbard.	Turner.
Jenkins.	Van Zandt.
Johnson	Veatch.
of Dallam.	Wallace.
Johnson	Walters.
of Dimmit.	Webb.
Johnson of Smith.	West.
Johnson of Scurry.	Williams
Justiss.	of Sabine.
Keller.	Williams
Kemble.	of Travis.
Kennedy.	Woodruff.
Kincaid.	Young.
King.	

Absent.

Baker.	Finlay.
Beck.	Gates.
Dunlap.	Harman.
Duvall.	Holder.
Eickenroht.	Jones.

Kayton.	Olsen.
Lee.	O'Neill.
Lemens.	Patterson.
Long of Houston.	Petsch.
Long of Wichita.	Ray.
Loy.	Reid.
McCombs.	Thompson.
Montgomery.	Wiggs.

Absent—Excused.

Baldwin.	Prendergast.
Brooks.	Reader.
Chastain.	Richardson.
Ewing.	Savage.
Gilbert.	Sherrill.
Keeton.	Strong.
Kenyon.	Waddell.
Land.	Warwick.
McDonald.	Westbrook.
Minor.	Williams
Mullally.	of Hardin.
Pool.	

SENATE BILL NO. 88 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 88, A bill to be entitled "An Act providing a daily bag limit and a possession limit on wild ducks and wild geese that are killed, taken or possessed during the open season, and repealing any provisions of the law in conflict with this act; making it unlawful to take or kill or have in possession wild ducks or wild geese in excess of such limit; providing a penalty, and declaring an emergency."

The bill was read third time and was passed.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, February 17, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed:

H. B. No. 23, A bill to be entitled "An Act amending Article 3268, Revised Statutes, 1925, providing that municipal corporations shall not be required to post a bond in condemnation proceedings and shall not be required to deposit double the amount of the award by the commissioners, and declaring an emergency."

H. B. No. 69, A bill to be entitled "An Act repealing Chapter 88, page 219, of the Acts of the First Called Session of the Forty-first Legislature, prohibit-

ing the sale of fresh water fish during the months of March and April in Cass, Bowie, Morris and Titus counties, and declaring an emergency," with amendments.

H. B. No. 89, A bill to be entitled "An Act authorizing the commissioners court to pay bounties on wolf scalps in Sterling county to preserve game in said county; enacting the necessary regulations in reference thereto," etc.

H. B. No. 101, A bill to be entitled "An Act providing that certain cities having the population requirements set forth herein may acquire and own special assessment certificates issued in connection with street improvements, etc., and declaring an emergency."

The Senate has concurred in House amendments to Senate bill No. 29 by two-thirds vote of 26 yeas, no nays.

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

HOUSE BILL NO. 16 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 16, A bill to be entitled "An Act to amend Section 3 of Chapter 212, Acts Regular Session, Fortieth Legislature, so as to create the Texas Prison Board, composed of three members, providing for the appointment of the members of the board, prescribing certain qualifications of such appointees, fixing the term of office, providing for the filling of vacancies which may occur, repealing all laws in conflict with this act, and declaring an emergency."

The bill was read second time.

On motion of Mr. Metcalfe, the bill was laid on the table subject to call.

HOUSE BILL NO. 18 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 18, A bill to be entitled "An Act amending Article 1645 of the Revised Civil Statutes of 1925 so as to fix and regulate the compensation of county auditors, and declaring an emergency."

The bill was read second time.

On motion of Mr. Hopkins, the bill was laid on the table subject to call.

BILLS LAID ON THE TABLE SUBJECT TO CALL.

On motion of Mr. Graves of Erath, the following bills were laid on the table subject to call:

H. B. No. 27, A bill to be entitled "An Act providing for the appointment or election and term of office of school trustees in all independent districts having fewer than 75,000 population by the Federal census of 1920, and for all consolidated and rural high school districts."

H. B. No. 26, A bill to be entitled "An Act to provide a local option method of determining whether the county superintendent of schools shall be employed by the county board of trustees; providing for the payment of the salary of said county superintendent; providing for the term of office; repealing all laws in conflict herewith, and declaring an emergency."

(Mr. Hardy in the chair.)

HOUSE BILL NO. 33 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 33, A bill to be entitled "An Act to provide that at least one-half of all taxes levied for the State, county, common school districts, road districts, city, independent school districts, or all other defined political subdivisions of the county upon an ad valorem basis for the year 1929 and every year thereafter shall become due on the 31st day of October of the year for which the same are levied, and providing that unless at least one-half of the taxes so levied shall be paid on or before said date the entire tax levied for the year shall become delinquent after said date."

The bill was read second time.

Mr. Purl offered the following amendments to the bill:

(1)

Amend House bill No. 33 by striking out, in line 8 of the caption, the following words: "said date," and adding in lieu thereof the following: "January 31."

Signed—Purl, Cox, McCombs, Allred.

(2)

Amend House bill No. 33 by striking out, in line 4 of Section 1, the following:

"1929," and inserting in lieu thereof the following: "1930."

Signed—Purl, Cox, McCombs, Allred.

(3)

Amend House bill No. 33 by striking out, in lines 5 and 6 of the caption, the following: "31st day of October," and inserting in lieu thereof the following: "1st day of October."

Signed—Purl, Cox, McCombs, Allred.

(4)

Amend House bill No. 33 by striking out, in line 8 of Section 1, the following: "October," and inserting in lieu thereof the following: "December."

Signed—Purl, Cox, McCombs, Allred.

(5)

Amend House bill No. 33 by striking out the words "1929," in line 5 of the caption, and adding in lieu thereof the following: "1930."

Signed—Purl, Cox, McCombs, Allred.

The amendments were severally adopted.

(Speaker in the chair.)

Mr. Kennedy offered the following amendment to the bill:

Amend House bill No. 33 on page 1, in line 39, by striking out the words "October of," and substituting the word "January," and striking out "for which," in said line and substituting "after"; on page 2 in line 3 strike out "December" and substitute "January" for same.

Mr. Rountree moved that further consideration of the bill be postponed indefinitely.

Mr. Woodruff offered the following substitute for the amendment by Mr. Kennedy:

Amend House bill No. 33 by striking from and including the word "the," line 10, page 2, to the end of Section 1, and insert in lieu thereof the following: "No penalty shall be assessed for delinquent payment."

Signed—Woodruff, Olsen.

The substitute amendment was adopted.

The amendment as substituted was then adopted.

Mr. Young moved the previous question on the pending motion and the bill and the main question was ordered.

Question first recurring on the motion to postpone the bill indefinitely, yeas and nays were demanded.

The roll was called and the vote announced as follows: Yeas, 57; nays, 56.

Mr. Purl called for a verification of the vote.

The roll of the yeas and nays was then called and the verified vote stood as follows:

Yeas—57.

Mr. Speaker.	Martin.
Acker.	Mauritz.
Adkins.	Maynard.
Albritton.	McGill.
Anderson.	Metcalfe.
Baker.	Moore.
Bateman.	Mosely.
DeWolfe.	Murphy.
Enderby.	Negley.
Finn.	Nicholson.
Forbes.	Palmer.
Fuchs.	Pavlica.
Gates.	Petsch.
Graves	Pope of Jones.
of Williamson.	Ray.
Harding.	Rountree.
Harman.	Sanders.
Harper.	Shaver.
Harrison.	Sinks.
Heaton.	Snelgrove.
Hefley.	Stevenson.
Hogg.	Thompson.
Hopkins.	Tillotson.
Hubbard.	Veatch.
Johnson	Walters.
of Dimmit.	Webb.
Justiss.	West.
Kayton.	Williams
Kemble.	of Sabine.
King.	Young.

Nays—57.

Ackerman.	Johnson of Scurry.
Allred.	Keller.
Avis.	Kennedy.
Barnett.	Kincaid.
Bond.	Kinnear.
Bounds.	Lee.
Bradley.	Long of Wichita.
Brice.	Magee.
Carpenter.	Mankin.
Coltrin.	Marks.
Conway.	McCombs.
Cox of Lamar.	Mehl.
Cox of Limestone.	Morse.
Davis.	Olsen.
Duvall.	Patterson.
Farrar.	Pope of Nueces.
Finlay.	Purl.
Giles.	Quinn.
Graves of Erath.	Renfro.
Hardy.	Riley.
Hines.	Rogers.
Hornaday.	Shelton.
Jenkins.	Simmons.
Johnson of Smith.	Speck.

Stephens.	Van Zandt.	Magee.	Shelton.
Storey.	Wallace.	Mankin.	Simmons.
Tarwater.	Wiggs.	Marks.	Stephens.
Terrell.	Woodruff.	McCombs.	Storey.
Turner.		Olsen.	Turner.
	Absent.	Pope of Nueces.	Van Zandt.
		Purl.	Wallace.
Beck.	Long of Houston.	Quinn.	West.
Dunlap.	Loy.	Renfro.	Wiggs.
Eickenroht.	Montgomery.	Riley.	Woodruff.
Holder.	O'Neill.	Rogers.	
Johnson	Reid.		Nays—59.
of Dallam.	Williams		
Jones.	of Travis.	Acker.	McGill.
Lemens.		Adkins.	Mehl.
	Absent—Excused.	Albritton.	Metcalfe.
		Anderson.	Moore.
Baldwin.	Pool.	Baker.	Morse.
Brooks.	Prendergast.	Bateman.	Mosely.
Chastain.	Reader.	DeWolfe.	Murphy.
Ewing.	Richardson.	Enderby.	Negley.
Gilbert.	Savage.	Forbes.	Nicholson.
Keeton.	Sherrill.	Fuchs.	Palmer.
Kenyon.	Strong.	Gates.	Pavlica.
Land.	Waddell.	Graves	Petsch.
McDonald.	Warwick.	of Williamson.	Pope of Jones.
McKean.	Westbrook.	Harding.	Ray.
Minor.	Williams	Harman.	Rountree.
Mullally.	of Hardin.	Harper.	Sanders.
		Harrison.	Shaver.
		Heaton.	Sinks.
		Hefley.	Snelgrove.
		Hogg.	Speck.
		Hopkins.	Stevenson.
		Johnson	Terrell.
		of Dallam.	Thompson.
		Johnson	Tillotson.
		of Dimmit.	Veatch.
		Justiss.	Walters.
		Kayton.	Webb.
		Kemble.	Williams
		King.	of Sabine.
		Martin.	Williams
		Mauritz.	of Travis.
		Maynard.	Young.

The Speaker then announced that the motion to postpone indefinitely was lost.

Reason for Vote.

I vote "yea" on the motion to postpone House bill No. 33. I am in sympathy with the purpose of this bill, but I regard the matter as of such importance as to require a more careful consideration than is possible during the last two days of a session.

WEST.

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 33 then failed to pass to engrossment by the following vote:

Yeas—51.

Ackerman.	Finn.
Allred.	Finlay.
Avis.	Giles.
Barnett.	Graves of Erath.
Bounds.	Hardy.
Bradley.	Hornaday.
Brice.	Jenkins.
Carpenter.	Johnson of Smith.
Coltrin.	Johnson of Scurry.
Conway.	Keller.
Cox of Lamar.	Kennedy.
Cox of Limestone.	Kincaid.
Davis.	Kinnear.
Duvall.	Lee.
Farrar.	Long of Wichita.

Mr. Speaker.	Lemens.
Beck.	Long of Houston.
Bond.	Loy.
Dunlap.	Montgomery.
Eickenroht.	O'Neill.
Hines.	Patterson.
Holder.	Reid.
Hubbard.	Tarwater.
Jones.	

Absent—Excused.

Baldwin.	Land.
Brooks.	McDonald.
Chastain.	McKean.
Ewing.	Minor.
Gilbert.	Mullally.
Keeton.	Pool.
Kenyon.	Prendergast.

Reader.
Richardson.
Savage.
Sherrill.
Strong.

Waddell.
Warwick.
Westbrook.
Williams
of Hardin.

Mr. Rountree moved to reconsider the vote by which the bill failed to pass to engrossment, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—67.

Acker.	Maynard.
Adkins.	McGill.
Albritton.	Mehl.
Anderson.	Metcalf.
Baker.	Moore.
Bateman.	Morse.
DeWolfe.	Mosely.
Enderby.	Murphy.
Finn.	Nicholson.
Forbes.	Olsen.
Fuchs.	Palmer.
Gates.	Pavlica.
Graves	Petsch.
of Williamson.	Pope of Jones.
Graves of Erath.	Ray.
Harding.	Riley.
Harman.	Rountree.
Harper.	Sanders.
Harrison.	Shaver.
Heaton.	Shelton.
Hefley.	Sinks.
Hogg.	Snelgrove.
Hopkins.	Speck.
Jenkins.	Stevenson.
Johnson	Storey.
of Dallam.	Terrell.
Johnson	Thompson.
of Dimmit.	Tillotson.
Justiss.	Veatch.
Kayton.	Walters.
Kemble.	Webb.
King.	Williams
Kinnear.	of Sabine.
Magee.	Williams
Martin.	of Travis.
Mauritz.	Young.

Nays—43.

Ackerman.	Cox of Limestone.
Allred.	Davis.
Avis.	Duvall.
Barnett.	Farrar.
Bounds.	Finlay.
Bradley.	Giles.
Brice.	Hardy.
Carpenter.	Hornaday.
Coltrin.	Johnson of Smith.
Conway.	Johnson of Scurry.
Cox of Lamar.	Keller.

Kennedy.
Kincaid.
Lee.
Long of Wichita.
Mankin.
Marks.
McCombs.
Patterson.
Purl.
Quinn.
Renfro.

Rogers.
Simmons.
Stephens.
Tarwater.
Turner.
Van Zandt.
Wallace.
West.
Wiggs.
Woodruff.

Absent.

Mr. Speaker.	Lemens.
Beck.	Long of Houston.
Bond.	Loy.
Dunlap.	Montgomery.
Eickenroht.	Negley.
Hines.	O'Neill.
Holder.	Pope of Nueces.
Hubbard.	Reid.
Jones.	

Absent—Excused.

Baldwin.	Pool.
Brooks.	Prendergast.
Chastain.	Reader.
Ewing.	Richardson.
Gilbert.	Savage.
Keeton.	Sherrill.
Kenyon.	Strong.
Land.	Waddell.
McDonald.	Warwick.
McKean.	Westbrook.
Minor.	Williams
Mullally.	of Hardin.

BILLS LAID ON THE TABLE SUBJECT TO CALL.

On motion of Speaker Barron, the following bills were laid on the table subject to call:

House bills Nos. 51, 81, 82 and 84.

BILLS ORDERED NOT PRINTED.

(By Unanimous Consent.)

On motion of Mr. Petsch, Senate bills Nos. 94 and 101 were ordered not printed.

RECESS.

On motion of Mr. Morse, the House, at 12:20 o'clock p. m., took recess to 2:15 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2:15 o'clock p. m., and was called to order by the Speaker.

SENATE BILL NO. 74 ON SECOND READING.

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to third reading,

S. B. No. 74, A bill to be entitled "An Act cancelling and annulling the lease which Travis county holds against the court house and jail property owned by the State of Texas, the same being the north half of Block No. 123 (one hundred and twenty-three), in the city of Austin, Travis county, Texas; fixing and declaring the value of all improvements on said lot, and providing for payment to Travis county for said improvements; fixing the time within which Travis county must vacate said property; making the necessary appropriation out of the State Treasury, and declaring an emergency."

The bill was read second time.

Mr. Metcalfe offered the following (committee) amendment to the bill:

Strike out all of Section One (1) and substitute in lieu thereof the following:

Section 1. The lease held by the county of Travis under the Act of the Texas Legislature of May 4, 1874, on the north half of Block No. 123 (one hundred and twenty-three), in the city of Austin, Travis county, Texas, is hereby cancelled and annulled, and said cancellation and annulment shall take effect and be in force from and after the passage of this act; the sum of fifty thousand dollars (\$50,000) is hereby found and declared to be the full value of all improvements on said lot.

Mr. Pope of Nueces offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 to Senate bill No. 74 as follows:

Strike out the last sentence of Section 1.

The amendment to the amendment was adopted.

The (committee) amendment as amended was then adopted.

Mr. Metcalfe offered the following (committee) amendment to the bill:

Strike out all of Section Eleven (11) and substitute in lieu thereof the following:

Sec. 11. The sum of fifty thousand dollars (\$50,000) is hereby appropriated out of the general revenue in the State Treasury to pay Travis county for said improvements, which shall be paid by warrant of the Comptroller drawn on a sworn account approved by the Governor, and said sum shall be

paid as follows: The sum of five thousand dollars (\$5,000) shall be paid as soon as this act takes effect and shall be paid by warrant of the Comptroller drawn on a sworn account approved by the Governor, and the balance of forty-five thousand dollars (\$45,000) shall be paid in like manner as soon as the property is vacated and the State has possession of the same; provided, that Travis county shall have eighteen (18) months after the taking effect of this act to vacate said lot and all improvements thereon, and at the expiration of the said eighteen (18) months, or prior thereto if said property is vacated, the State of Texas shall have the right to reinstate and take possession of all said land and all improvements thereon except the jail equipment.

Mr. Pope of Nueces offered the following amendment to the (committee) amendment:

Amend committee amendment No. 2:

Strike out all of Section 11 down to the word "provided" in line 11 of said Section 11 and insert in lieu thereof the following: "The Commissioner of the General Land Office of the State of Texas shall issue a patent from the State of Texas to Travis county, Texas, patenting the block of land designated public square on the map of the plan of Austin and bounded on the east by Guadalupe street, on the north by Pine or Fifth street, on the west by San Antonio street, and on the south by Cedar or Fourth street; said patent to be delivered when lease of said north half of Block 123 is cancelled and possession by Travis county of said Block 123 is surrendered to the State of Texas; provided, Travis county may elect to take patent to block designated public square between Fourth street and Fifth street, and between Trinity and Neches streets, in lieu of said patent to said block between Guadalupe and San Antonio streets herein above described.

The amendment to the amendment was adopted.

Mr. Young offered the following amendment to the (committee) amendment:

Amend amendment to Senate bill No. 74 by striking out of Section 2 "eighteen" and insert "six."

The amendment was lost.

Mr. Quinn offered the following amendment to the (committee) amendment:

Amend Senate bill No. 74 by adding at the end of Section 2 the following, "The Commissioner of the General Land

Office is instructed to not issue the patent to Travis county until he has been furnished with the plans of the new court house to be constructed, showing a court room for the Court of Civil Appeals."

Mr. Tarwater moved the previous question on the pending amendments and the bill, and the main question was ordered.

Mr. DeWolfe raised a point of order on further consideration of the amendment by Mr. Quinn on the ground that the amendment is not germane to the bill.

The Speaker overruled the point of order.

Question then recurring on the amendment by Mr. Quinn, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—19.

Bradley.	Magee.
Cox of Lamar.	Marks.
Eickenroht.	Mehl.
Graves	Olsen.
of Williamson.	Pool.
Hardy.	Purl.
Justiss.	Quinn.
Keller.	Snelgrove.
King.	Stephens.
Lemens.	Woodruff.

Nays—82.

Mr. Speaker.	Harding.
Acker.	Harman.
Ackerman.	Harper.
Adkins.	Heaton.
Albritton.	Hefley.
Allred.	Hines.
Anderson.	Hogg.
Avis.	Hornaday.
Baker.	Hubbard.
Barnett.	Jenkins.
Bateman.	Johnson
Bond.	of Dallam.
Bounds.	Johnson
Carpenter.	of Dimmit.
Coltrin.	Johnson of Smith.
Conway.	Johnson of Scurry.
Cox of Limestone.	Kayton.
Davis.	Kemble.
DeWolfe.	Kennedy.
Enderby.	Kincaid.
Farrar.	Kinnear.
Finn.	Lee.
Finlay.	Mankin.
Forbes.	Martin.
Fuchs.	Mauritz.
Gates.	Maynard.
Giles.	McCombs.
Graves of Erath.	McGill.

Metcalfe.	Thompson.
Morse.	Tillotson.
Mosely.	Turner.
Palmer.	Van Zandt.
Pavlica.	Veatch.
Pope of Jones.	Wallace.
Ray.	Walters.
Renfro.	Webb.
Rogers.	West.
Rountree.	Wiggs.
Sanders.	Williams
Shelton.	of Sabine.
Simmons.	Williams
Sinks.	of Travis.
Tarwater.	Young.
Terrell.	

Present—Not Voting.

Brice.	Storey.
Speck.	

Absent.

Beck.	Murphy.
Dunlap.	Negley.
Duvall.	Nicholson.
Harrison.	O'Neill.
Holder.	Patterson.
Hopkins.	Petsch.
Jones.	Pope of Nueces.
Long of Houston.	Reid.
Long of Wichita.	Riley.
Loy.	Shaver.
Montgomery.	Stevenson.
Moore.	

Absent—Excused.

Baldwin.	Prendergast.
Brooks.	Reader.
Chastain.	Richardson.
Ewing.	Savage.
Gilbert.	Sherrill.
Keeton.	Strong.
Kenyon.	Waddell.
Land.	Warwick.
McDonald.	Westbrook.
McKean.	Williams
Minor.	of Hardin.
Mullally.	

Question then recurring on the committee amendment as amended, it was adopted.

By unanimous consent of the House, the caption of Senate bill No. 74 was ordered amended to conform to all the changes made in the body of the bill.

Senate bill No. 74 was then passed to third reading.

SENATE BILL NO. 74 ON THIRD READING.

Mr. Giles moved that the constitutional rule requiring bills to be read on three several days be suspended and that

Senate bill No. 74 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	King.
Acker.	Kinnear.
Ackerman.	Lee.
Adkins.	Lemens.
Albritton.	Magee.
Allred.	Mankin.
Anderson.	Marks.
Avis.	Martin.
Baker.	Mauritz.
Barnett.	Maynard.
Bateman.	McCombs.
Bond.	McGill.
Bounds.	Mehl.
Bradley.	Metcalfe.
Brice.	Moore.
Carpenter.	Morse.
Coltrin.	Mosely.
Conway.	Murphy.
Cox of Lamar.	Negley.
Cox of Limestone.	Olsen.
Davis.	Palmer.
DeWolfe.	Pavlica.
Duvall.	Pool.
Enderby.	Pope of Jones.
Farrar.	Purl.
Finn.	Ray.
Finlay.	Renfro.
Fuchs.	Rogers.
Gates.	Sanders.
Giles.	Shelton.
Graves	Simmons.
of Williamson.	Sinks.
Graves of Erath.	Speck.
Hardy.	Stephens.
Harding.	Storey.
Harman.	Tarwater.
Harper.	Terrell.
Harrison.	Thompson.
Hefley.	Tillotson.
Hines.	Turner.
Hogg.	Van Zandt.
Hornaday.	Veatch.
Jenkins.	Wallace.
Johnson	Walters.
of Dimmit.	Webb.
Johnson of Smith.	West.
Johnson of Scurry.	Wiggs.
Justiss.	Williams
Kayton.	of Sabine.
Keller.	Williams
Kemble.	of Travis.
Kennedy.	Young.
Kincaid.	

Nays—6.

Eickenroht.	Quinn.
Forbes.	Snelgrove.
Heaton.	Woodruff.

Absent.

Beck.	Dunlap.
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Holder.	Nicholson.
Hopkins.	O'Neill.
Hubbard.	Patterson.
Johnson	Petsch.
of Dallam.	Pope of Nueces.
Jones.	Reid.
Long of Houston.	Riley.
Long of Wichita.	Rountree.
Loy.	Shaver.
Montgomery.	Stevenson.

Absent—Excused.

Baldwin.	Prendergast.
Brooks.	Reader.
Chastain.	Richardson.
Ewing.	Savage.
Gilbert.	Sherrill.
Keeton.	Strong.
Kenyon.	Waddell.
Land.	Warwick.
McDonald.	Westbrook.
McKean.	Williams
Minor.	of Hardin.
Mullally.	

The Speaker then laid Senate bill No. 74 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—99.

Mr. Speaker.	Harper.
Acker.	Harrison.
Ackerman.	Hefley.
Adkins.	Hines.
Albritton.	Hogg.
Allred.	Hornaday.
Avis.	Johnson
Baker.	of Dimmit.
Barnett.	Johnson of Smith.
Bateman.	Johnson of Scurry.
Bond.	Justiss.
Bounds.	Kayton.
Bradley.	Keller.
Brice.	Kemble.
Carpenter.	Kennedy.
Coltrin.	Kincaid.
Conway.	Kinnear.
Cox of Lamar.	Lee.
Cox of Limestone.	Lemens.
Davis.	Magee.
DeWolfe.	Mankin.
Duvall.	Marks.
Farrar.	Martin.
Finn.	Mauritz.
Finlay.	Maynard.
Fuchs.	McCombs.
Giles.	McGill.
Graves	Mehl.
of Williamson.	Metcalfe.
Graves of Erath.	Moore.
Hardy.	Morse.
Harding.	Mosely.
Harman.	Murphy.

Negley.	Stephens.	Bond.	Mauritz.
Olsen.	Storey.	Bounds.	Maynard.
Palmer.	Tarwater.	Bradley.	McCombs.
Pavlica.	Terrell.	Brice.	McGill.
Petsch.	Thompson.	Carpenter.	Mehl.
Pool.	Turner.	Coltrin.	Metcalf.
Pope of Jones.	Van Zandt.	Conway.	Moore.
Purl.	Veatch.	Cox of Limestone.	Morse.
Ray.	Wallace.	Davis.	Mosely.
Renfro.	Walters.	DeWolfe.	Murphy.
Rogers.	Webb.	Duvall.	Negley.
Rountree.	West.	Enderby.	Olsen.
Sanders.	Wiggs.	Eickenroht.	Palmer.
Shaver.	Williams	Finn.	Pavlica.
Shelton.	of Sabine.	Finlay.	Petsch.
Simmons.	Williams	Fuchs.	Pope of Jones.
Sinks.	of Travis.	Giles.	Pope of Nueces.
Speck.	Young.	Graves	Purl.

Nays—8.

Eickenroht.	King.
Forbes.	Quinn.
Gates.	Snelgrove.
Jenkins.	Woodruff.

Absent.

Anderson.	Long of Wichita.
Beck.	Loy.
Dunlap.	Montgomery.
Enderby.	Nicholson.
Heaton.	O'Neill.
Holder.	Patterson.
Hopkins.	Pope of Nueces.
Hubbard.	Reid.
Johnson	Riley.
of Dallam.	Stevenson.
Jones.	Tillotson.
Long of Houston.	

Absent—Excused.

Baldwin.	Prendergast.
Brooks.	Reader.
Chastain.	Richardson.
Ewing.	Savage.
Gilbert.	Sherrill.
Keeton.	Strong.
Kenyon.	Waddell.
Land.	Warwick.
McDonald.	Westbrook.
McKean.	Williams
Minor.	of Hardin.
Mullally.	

Mr. Eickenroht moved to reconsider the vote by which the bill was passed.

The motion to reconsider prevailed.

Senate bill No. 74 was then passed by the following vote:

Yeas—105.

Mr. Speaker.	Allred.
Acker.	Avis.
Ackerman.	Baker.
Adkins.	Barnett.
Albritton.	Bateman.

Bond.	Mauritz.
Bounds.	Maynard.
Bradley.	McCombs.
Brice.	McGill.
Carpenter.	Mehl.
Coltrin.	Metcalf.
Conway.	Moore.
Cox of Limestone.	Morse.
Davis.	Mosely.
DeWolfe.	Murphy.
Duvall.	Negley.
Enderby.	Olsen.
Eickenroht.	Palmer.
Finn.	Pavlica.
Finlay.	Petsch.
Fuchs.	Pope of Jones.
Giles.	Pope of Nueces.
Graves	Purl.
of Williamson.	Ray.
Graves of Erath.	Renfro.
Hardy.	Rogers.
Harding.	Rountree.
Harman.	Sanders.
Harper.	Shaver.
Harrison.	Shelton.
Hefley.	Simmons.
Hines.	Sinks.
Hogg.	Speck.
Hornaday.	Stephens.
Hubbard.	Stevenson.
Jenkins.	Storey.
Johnson	Tarwater.
of Dallam.	Terrell.
Johnson	Thompson.
of Dimmit.	Tillotson.
Johnson of Smith.	Turner.
Johnson of Scurry.	Van Zandt.
Justiss.	Veatch.
Kayton.	Wallace.
Keller.	Walters.
Kemble.	Webb.
Kennedy.	West.
Kincaid.	Wiggs.
King.	Williams
Kinnear.	of Sabine.
Lee.	Williams
Magee.	of Travis.
Mankin.	Woodruff.
Marks.	Young.
Martin.	

Nays—6.

Cox of Lamar.	Heaton.
Forbes.	Quinn.
Gates.	Snelgrove.

Absent.

Anderson.	Long of Wichita.
Beck.	Loy.
Dunlap.	Montgomery.
Farrar.	Nicholson.
Holder.	O'Neill.
Hopkins.	Patterson.
Jones.	Reid.
Lemens.	Riley.
Long of Houston.	

Absent—Excused.

Baldwin.	Pool.
Brooks.	Prendergast.
Chastain.	Reader.
Ewing.	Richardson.
Gilbert.	Savage.
Keeton.	Sherrill.
Kenyon.	Strong.
Land.	Waddell.
McDonald.	Warwick.
McKean.	Westbrook.
Minor.	Williams
Mullally.	of Hardin.

HOUSE BILL NO. 48 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 48, A bill to be entitled "An Act providing for the obtaining of a statement of facts on appeal by a pauper, and providing the compensation of the court reporter, and providing an emergency."

The bill was read third time and was passed.

HOUSE BILL NO. 55 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 55, A bill to be entitled "An Act to amend Article 6675a-1, Chapter 1, Title 116, Acts of the Forty-first Legislature, Second Called Session, Revised Civil Statutes, 1925, by adding subdivision 'o' defining farm trailer, and Article 6675a-2, Chapter 1, Title 116, by including farm trailer with those other vehicles exempted from license, and creating an emergency."

The bill was read second time.

Mr. Petsch offered the following (committee) amendment to the bill:

Amend House bill No. 55 by adding subsection "p," Section 1, as follows: "By 'operation or moved temporarily upon the highways' is meant the operation or conveying between different farms for use thereon and the operation between the owner's farm and the place where his farm produce is prepared for market or where the same is actually marketed, and applies only when such trailer or implement is used for such purpose," and amend the caption accordingly.

The amendment was adopted.

House bill No. 55 was then passed to engrossment.

HOUSE BILL NO. 55 ON THIRD READING.

Mr. Allred moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 55 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Mr. Speaker.	Kemble.
Acker.	Kennedy.
Ackerman.	Kincaid.
Adkins.	King.
Albritton.	Kinnear.
Allred.	Lee.
Anderson.	Magee.
Avis.	Marks.
Baker.	Martin.
Barnett.	Mauritz.
Bateman.	Maynard.
Bond.	McCombs.
Bounds.	McGill.
Bradley.	Mehl.
Brice.	Metcalfe.
Carpenter.	Moore.
Coltrin.	Morse.
Conway.	Mosely.
Cox of Lamar.	Murphy.
Cox of Limestone.	Negley.
Davis.	Olsen.
Duvall.	Palmer.
Enderby.	Pavlica.
Farrar.	Petsch.
Finn.	Pool.
Finlay.	Pope of Jones.
Forbes.	Pope of Nueces.
Fuchs.	Purl.
Gates.	Quinn.
Giles.	Ray.
Graves	Rogers.
of Williamson.	Rountree.
Graves of Erath.	Shaver.
Hardy.	Shelton.
Harding.	Simmons.
Harman.	Sinks.
Harper.	Snelgrove.
Harrison.	Speck.
Heaton.	Stephens.
Hefley.	Storey.
Hines.	Tarwater.
Hogg.	Terrell.
Hornaday.	Thompson.
Jenkins.	Tillotson.
Johnson	Turner.
of Dallam.	Van Zandt.
Johnson	Veatch.
of Dimmit.	Wallace.
Johnson of Smith.	Walters.
Johnson of Scurry.	Webb.
Justiss.	West.
Kayton.	Wiggs.
Keller.	Williams of Sabine.

Williams
of Travis.

Young.

Absent.

Beck.	Loy.
DeWolfe.	Mankin.
Dunlap.	Montgomery.
Eickenroht.	Nicholson.
Holder.	O'Neill.
Hopkins.	Patterson.
Hubbard.	Reid.
Jones.	Renfro.
Lemens.	Riley.
Long of Houston.	Sanders.
Long of Wichita.	Stevenson.

Absent—Excused.

Baldwin.	Prendergast.
Brooks.	Reader.
Chastain.	Richardson.
Ewing.	Savage.
Gilbert.	Sherrill.
Keeton.	Strong.
Kenyon.	Waddell.
Land.	Warwick.
McDonald.	Westbrook.
McKean.	Williams
Minor.	of Hardin.
Mullally.	Woodruff.

The Speaker then laid House bill No. 55 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—103.

Mr. Speaker.	Graves
Acker.	of Williamson.
Ackerman.	Graves of Erath.
Adkins.	Harding.
Anderson.	Harman.
Avis.	Harper.
Baker.	Harrison.
Barnett.	Heaton.
Bateman.	Hefley.
Bond.	Hines.
Bounds.	Hogg.
Bradley.	Hornaday.
Brice.	Hubbard.
Carpenter.	Jenkins.
Coltrin.	Johnson
Conway.	of Dallam.
Cox of Lamar.	Johnson
Cox of Limestone.	of Dimmit.
Davis.	Johnson of Smith.
Duvall.	Johnson of Scurry.
Enderby.	Justiss.
Farrar.	Keller.
Finn.	Kemble.
Finlay.	Kennedy.
Forbes.	Kincaid.
Fuchs.	King.
Gates.	Kinnear.
Giles.	Lee.

Magee.
Marks.
Martin.
Mauritz.
Maynard.
McGill.
Mehl.
Metcalf.
Moore.
Morse.
Mosely.
Murphy.
Negley.
Olsen.
Pavlica.
Petsch.
Pool.
Pope of Jones.
Pope of Nueces.
Purl.
Quinn.
Ray.
Renfro.
Rogers.

Rountree.
Shaver.
Simmons.
Sinks.
Snelgrove.
Speck.
Stephens.
Storey.
Tarwater.
Terrell.
Thompson.
Turner.
Van Zandt.
Veatch.
Wallace.
Walters.
Webb.
West.
Wiggs.
Williams
of Sabine.
Williams
of Travis.

Nays—1.

Hardy.

Present—Not Voting.

McCombs.

Palmer.

Absent.

Beck.	Montgomery.
DeWolfe.	Nicholson.
Dunlap.	O'Neill.
Eickenroht.	Patterson.
Holder.	Reid.
Hopkins.	Riley.
Jones.	Sanders.
Kayton.	Shelton.
Lemens.	Stevenson.
Long of Houston.	Tillotson.
Long of Wichita.	Woodruff.
Loy.	Young.
Mankin.	

Absent—Excused.

Baldwin.	Prendergast.
Brooks.	Reader.
Chastain.	Richardson.
Ewing.	Savage.
Gilbert.	Sherrill.
Keeton.	Strong.
Kenyon.	Waddell.
Land.	Warwick.
McDonald.	Westbrook.
McKean.	Williams
Minor.	of Hardin.
Mullally.	

Reason for Vote.

While I have serious doubts as to the constitutionality of this act, I am willing to resolve this doubt in favor of

the farmers of Texas. The farmers should have this privilege. I therefore voted for this measure.

PURL.

HOUSE BILL NO. 62 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 62, A bill to be entitled "An Act fixing an open season or period of time for hunting, taking or killing wild mourning doves in the counties of Delta, Hopkins and Franklin; making it unlawful to hunt, take or kill same at any other time of the year, and repealing any provision of the law in conflict with this act."

The bill was read second time.

On motion of Mr. Brice, the bill was laid on the table subject to call.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

S. B. No. 29, "An Act providing for the sale of all oil and/or gas in State prison lands by lease; creating a board for lease of State prison lands and prescribing the duties and powers of said board; prescribing the mode and manner of selling oil and gas in State prison lands and the disposition to be made of the proceeds of such sales; making an appropriation to defray the expense of enforcing the act; repealing all laws in conflict, and declaring an emergency."

S. B. No. 88, "An Act providing a daily bag limit and a possession limit on wild ducks and wild geese that are killed, taken or possessed during the open season, and repealing any provisions of the law in conflict with this act; making it unlawful to take or kill or have in possession wild ducks or wild geese in excess of such limit; providing a penalty, and declaring an emergency."

S. B. No. 4, "An Act providing that in all counties where the county attorney performs the duties of the county and district attorney, the county attorney may appoint one or more assistants who need not possess the qualifications provided for county attorneys; providing for the manner of appointments and payment of said assistants, and providing that said assistants may be ap-

pointed according to population and declaring an emergency."

S. B. No. 57, "An Act limiting the power of the commissioners court in making contracts in connection with the collection of delinquent taxes; limiting the amount that can be paid under said contracts, and declaring an emergency."

S. B. No. 79, "An Act regulating the killing of wild turkeys in the counties composing the Third, Fifth and Fourteenth Senatorial Districts."

S. B. No. 18, "An Act amending Section 6 of Chapter 45, Acts of the Forty-first Legislature, First Called Session, and declaring an emergency."

S. B. No. 84, "An Act amending Articles 5738, 5739, 5743, 5746, 5748 and 5763, of the Revised Civil Statutes of 1925, relating to co-operative marketing associations, said articles being a portion of what is commonly known as the co-operative marketing act of Texas; declaring that if any section, article or provision of said co-operative marketing act or this act shall be declared to be unconstitutional or invalid for any reason the remainder of the same shall, nevertheless, be in force and effect, and declaring an emergency."

S. B. No. 87, "An Act providing that it shall be lawful to use shrimp trawls of certain specified size for the purpose of taking shrimp of any size for bait in any of the tidal waters of this State; providing that shrimp of any size may be taken with a minnow seine of not more than twenty feet in length or with a cast net; providing that no shrimp taken for bait may be sold for bait unless the person taking them has a fisherman's license."

LEAVE OF ABSENCE GRANTED.

Mr. Kenyon was granted leave of absence for today and tomorrow on account of illness in his family.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has

Concurred in House amendments to Senate bill No. 84 by two-thirds vote of 26 yeas and 0 nays.

Concurred in House amendments to Senate bill No. 4 by two-thirds vote of 25 yeas and 1 nay.

Concurred in House amendments to

Senate bill No. 57 by two-thirds vote of 26 yeas and 0 nays.

Passed

S. C. R. No. 14, Providing for printing the House and Senate Journals and session acts.

H. B. No. 21, A bill to be entitled "An Act providing that the county commissioners court of Hays county shall have the power, either upon its own motion or upon petition, to order the owners of land across which any third class or neighborhood road runs to remove any gates or other obstructions thereon across said road; and provided, that the commissioners court may permit the construction and placing of cattle guards or gaps by such land owners across such roads, and providing for the placing of a gate near such cattle guards or gaps for general use by the public, and providing that the owners of the land through which said road runs and on which said gates are shall be notified at least ten days and given a hearing on whether such gates shall be removed or not."

H. B. No. 24, A bill to be entitled "An Act validating the actions of the county board of school trustees in changing common school districts and their boundary lines in counties having a population of not less than 1,010 nor more than 1,025, according to the United States Federal census of 1920; giving the county board of school trustees in said counties authority to make changes in all common school districts, to create common school districts, to subdivide, to combine or to abolish common school districts; giving the county board of school trustees in said counties authority to establish rural high school districts containing an area of more than 100 square miles and composed of two or more elementary school districts."

H. B. No. 59, A bill to be entitled "An Act to amend Chapter 8, Title 128, Revised Civil Statutes of Texas, by adding thereto Article 8197a, authorizing any district that may have availed itself of the provisions of Article 8195 and become a conservation and reclamation district to issue bonds of said district for the purpose of refunding any indebtedness incurred prior to the time of such change, and to levy a tax in payment thereof, and declaring an emergency."

H. B. No. 71, A bill to be entitled "An Act authorizing the commissioners court to pay bounties on wolf scalps in Jack and Wise counties to preserve the

game in said counties," with amendment.

H. B. No. 74, A bill to be entitled "An Act to amend Section 12 of Acts of the Twenty-eighth Legislature, creating a road system for Palo Pinto and Bosque counties, being Chapter 22, Special Laws, 1903, as amended by Chapter 19, Special Laws, 1913, which Section 12 was added by Chapter 12, Special Laws of the Forty-first Legislature at its Second Called Session; authorizing the commissioners court of Palo Pinto county, Texas, to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes in Palo Pinto county, and to levy a tax in payment thereof."

H. B. No. 93, A bill to be entitled "An Act authorizing the commissioners court in any county having a population of not less than 21,900 and not more than 22,000, according to the United States census of 1920, to allow such county commissioners certain expenses for traveling in connection with official business, and declaring an emergency."

H. B. No. 96, A bill to be entitled "An Act creating a special road law for Angelina county, Texas, requiring surety bonds of road overseers, containing provision that said county may fund the legal indebtedness outstanding against its road and bridge fund as of January 1, 1930, setting forth the method of said operation; providing limitations upon the issuance of warrants for road and bridge purposes and exceptions therefrom, and declaring an emergency."

H. B. No. 38, A bill to be entitled "An Act to create Donna Irrigation District, Hidalgo County No. 1, in Hidalgo county, Texas, validating and approving all orders made by the commissioners court of said county in respect to the original organization of said district as a water improvement district under Section 52 of Article 3 of the Constitution."

H. B. No. 39, A bill to be entitled "An Act to create Hidalgo County Water Improvement District No. 6, in Hidalgo county, Texas, and defining the boundaries of said district; validating and approving all orders made by the commissioners court of said county in respect to the organization of said district; validating and approving the election held in said district on March 14, 1929, for the creation of said district and for the issuance of notes of said district, and the election of directors thereof; validating and approving the order of the commissioners court of

said county passed on March 18, 1929, declaring the results of said election and establishing the said district."

H. B. No. 70, A bill to be entitled "An Act fixing the metes and bounds of the Alice Independent School District, located in Jim Wells county, Texas, and validating the proceedings of the county school trustees of said county in changing the boundaries of Alice Independent School District in said county, and validating all proceedings had with respect to levying a tax of \$1 upon the \$100 valuation of all taxable property in said school district, and validating all proceedings had with reference to the issuance of \$75,000 of school building bonds of said district, and validating all proceedings had with reference to the issuance of \$15,000 of school building bonds of said district, and validating all proceedings had with reference to the issuance of \$125,000 of school building bonds of said district."

H. B. No. 72, A bill to be entitled "An Act making it unlawful to shoot at or kill any wild deer or wild turkey in San Saba county; providing a penalty."

H. B. No. 76, A bill to be entitled "An Act to amend an act of the Thirty-fourth Legislature, entitled 'An Act to create a more efficient road system for Lavaca county,' being Chapter 75, Local and Special Laws, Regular Session, 1915, by adding thereto Section 18, authorizing the commissioners court of Lavaca county to issue bonds of said county for the purpose of funding or refunding indebtedness for road and bridge purposes in said county, and to levy a tax in payment thereof."

H. B. No. 86, A bill to be entitled "An Act to amend Sections 2a and 2b of Chapter — of the Local and Special Laws enacted by the Thirty-third Legislature at its Regular Session in 1913, same being special road law for Childress county, which Sections 2a and 2b were added by Chapter 279 of the General and Special Laws of the Forty-first Legislature at its Regular Session in 1929; authorizing the commissioners court of Childress county to issue bonds of said bounty for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof; providing limitations upon the issuance of warrants for road and bridge purposes, and exceptions therefrom, and declaring an emergency."

H. B. No. 90, A bill to be entitled "An Act to amend Section 6 of Chapter 68 of the Acts of the Thirty-sixth Legis-

lature, Regular Session, 1919, relating to the fixing of the shipping district in the area patented by virtue of said act and fixing the boundary line between the property of private citizens along the shore line of Corpus Christi bay, etc."

H. B. No. 92, A bill to be entitled "An Act to amend Article 8225 of Chapter 9, Title 128, Revised Civil Statutes of 1925, so as to provide for the purchase by navigation districts from the State of Texas of any lands and flats belonging to said State covered or partly covered by the waters of the bays or other arms of the sea within said district; authorizing the Commissioner of the General Land Office to sell lands at a price of one dollar (\$1) per acre; providing application and the issuance of patents and the disposition of the proceeds of said sale, and declaring an emergency."

H. B. No. 98, A bill to be entitled "An Act to amend the special road law for Rockwall county, Texas, enacted by the Regular Session of the Thirty-sixth Legislature, 1919, the same being an act providing for the payment of the commissioners of Rockwall county, Texas, while acting as ex-officio road superintendents in the various precincts of said Rockwall county, and declaring an emergency."

H. B. No. 91, A bill to be entitled "An Act to amend Article 6834 of the Revised Civil Statutes of the State of Texas, 1925, relating to the manner of holding elections for the issuing of seawall bonds and the application of funds under Title 118 of said Revised Civil Statutes, and declaring an emergency."

H. B. No. 12, A bill to be entitled "An Act to repeal Chapter 67, Special Laws of the Thirty-second Legislature of 1919, entitled 'Mason County Road System, Creation of,' and all amendments thereto, and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

SENATE BILL NO. 3 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 3, A bill to be entitled "An Act amending Article 6205, Revised Civil Statutes of 1925, as amended by Chapter 153 of the General and Special Laws of the Forty-first Legislature, at its Regular Ses-

sion, amending Article 6221, Revised Civil Statutes of 1925, as amended by Chapter 5 of the General Laws, Second Called Session of the Forty-first Legislature, relating to pension law, and declaring an emergency."

The bill was read second time.

Mr. Petsch raised a point of order on further consideration of the bill, on the ground that the matter to which the bill relates has been disposed of on a previous legislative day.

The Speaker overruled the point of order.

Mr. Sinks and Mr. Storey raised a point of order on further consideration of the bill at this time, on the ground that the appropriation provided for in the bill is unconstitutional.

The Speaker declined to rule on the point of order, stating that he would submit the matter to the House for its decision.

(Pending consideration of the point of order, Mr. Justiss occupied the chair temporarily.)

The House then sustained the point of order by the following vote:

Yeas—65.

Mr. Speaker.	Marks.
Ackerman.	Mauritz.
Albritton.	Maynard.
Anderson.	McGill.
Avis.	Mehl.
Baker.	Moore.
Bateman.	Morse.
Bounds.	Mosely.
Coltrin.	Negley.
Conway.	Olsen.
Cox of Limestone.	Patterson.
DeWolfe.	Pavlica.
Enderby.	Petsch.
Eickenroht.	Pool.
Farrar.	Pope of Jones.
Finlay.	Quinn.
Fuchs.	Ray.
Gates.	Rogers.
Graves	Rountree.
of Williamson.	Sanders.
Harman.	Shaver.
Harper.	Simmons.
Harrison.	Sinks.
Hogg.	Stevenson.
Hopkins.	Storey.
Jenkins.	Tarwater.
Johnson	Terrell.
of Dimmit.	Thompson.
Johnson of Scurry.	Van Zandt.
Kemble.	Walters.
Kincaid.	Webb.
Kinnear.	West.
Lee.	Young.
Long of Wichita.	

Nays—36.

Adkins.	Lemens.
Allred.	Magee.
Barnett.	Martin.
Bradley.	McCombs.
Carpenter.	Metcalfe.
Cox of Lamar.	Palmer.
Davis.	Pope of Nueces.
Duvall.	Purl.
Finn.	Renfro.
Forbes.	Riley.
Giles.	Snelgrove.
Heaton.	Speck.
Hines.	Tillotson.
Hornaday.	Turner.
Johnson of Smith.	Veatch.
Justiss.	Wallace.
Keller.	Williams
Kennedy.	of Sabine.
King.	Woodruff.

Present—Not Voting.

Brice.

Stephens.

Absent.

Acker.	Kayton.
Beck.	Long of Houston.
Bond.	Loy.
Dunlap.	Mankin.
Graves of Erath.	Montgomery.
Hardy.	Murphy.
Harding.	Nicholson.
Hefley.	O'Neill.
Holder.	Reid.
Hubbard.	Shelton.
Johnson	Wiggs.
of Dallam.	Williams
Jones.	of Travis.

Absent—Excused.

Baldwin.	Prendergast.
Brooks.	Reader.
Chastain.	Richardson.
Ewing.	Savage.
Gilbert.	Sherrill.
Keeton.	Strong.
Kenyon.	Waddell.
Land.	Warwick.
McDonald.	Westbrook.
McKean.	Williams
Minor.	of Hardin.
Mullally.	

Mr. Keller asked unanimous consent of the House that the bill be withdrawn from further consideration by the House at this time.

There was no objection offered.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 17, 1930.
Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed:

H. B. No. 11, A bill to be entitled "An Act to validate the organization and creation of all school districts, including common school districts, independent school districts, consolidated common school districts, consolidated independent school districts, county line school districts, consolidated county line school districts and rural high school districts, whether created by general or special law of county boards of trustees; validating the acts of said county boards of trustees and boards of such districts; validating all proceedings and acts of said boards of trustees heretofore taken by such boards of trustees; validating all bonds authorized and sold and now outstanding of said districts; validating all tax levies made in behalf of said districts, and declaring an emergency."

H. B. No. 13, A bill to be entitled "An Act making it unlawful for any person to transport any live wolf, or to possess or receive for the purpose of transporting or turning loose or to turn loose any live wolf, providing that it shall not be unlawful for certain persons to transport, possess or receive any live wolf for exhibition purposes; prescribing penalties, and declaring an emergency."

H. B. No. 97, A bill to be entitled "An Act amending House bill No. 177, passed by the Second Called Session of the Forty-first Legislature, prescribing the kind of tackle and method of taking fish in fresh waters in certain counties and prohibiting all other tackle; prohibiting possession of any tackle not authorized by this act within 200 yards of any fresh waters mentioned herein; exempting the waters of the Colorado and Rio Grande rivers from the provision of this act; prohibiting the sale, offering for sale or having in possession for the purpose of sale of certain species in said counties."

The Senate has discharged free conference committee on House bill No. 2, and announces appointment of another free conference committee to consider further the differences between the House and the Senate. The following are appointed on the part of the Senate:

Senators Moore, Gainer, Woodul, Wirtz and Patton.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 17, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed:

H. B. No. 35, A bill to be entitled "An Act amending Article 7066, Revised Civil Statutes, relating to occupation taxes on the production of sulphur, which amendment provides for an occupation tax of \$1.00 per ton of all sulphur produced within the State of Texas; providing for reports and records; imposing forfeitures and penalties for failure to keep records," with amendments.

H. B. No. 40, A bill to be entitled "An Act to repeal Section 12c of Chapter 7, Local and Special Laws enacted by the Forty-first Legislature at its Second Called Session in 1929, same being an amendment to Wise county special road law, and to amend Chapter 59, Local and Special Laws enacted by the Thirty-fourth Legislature at its Regular Session in 1915, as amended by Chapter 31, Special Laws enacted by the Thirty-ninth Legislature at its First Called Session in 1926, as amended by Chapter 7, Local and Special Laws enacted by the Forty-first Legislature at its Second Called Session in 1929, same being a special road law for Wise county, by validating all scrip, warrants, refunding bonds and/or other evidence of indebtedness issued against the road and bridge fund of said county."

H. B. No. 44, A bill to be entitled "An Act creating a special road law for Wise county, Texas, prescribing how the commissioners court thereof may close certain local roads, and declaring an emergency."

H. B. No. 100, A bill to be entitled "An Act to repeal Chapter 76, Special Laws of the First Called Session of the Fortieth Legislature of 1927, entitled 'Polk County Road Law,' creating a more efficient road system for Polk county, Texas, and declaring an emergency."

H. B. No. 87, A bill to be entitled "An Act to provide and regulate size of certain fish caught in Harrison county, Texas; providing a penalty, and declaring an emergency."

S. B. No. 96, A bill to be entitled "An Act authorizing the commissioners court of Haskell county, Texas, to

issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof; providing limitations upon the issuance of warrants for road and bridge purposes and exceptions therefrom, and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,
Assistant Secretary of the Senate.

BILL ORDERED PRINTED IN MIMEOGRAPH FORM.

On motion of Mr. Tillotson, Senate bill No. 73 was ordered printed in mimeograph form and not otherwise printed.

HOUSE BILL NO. 35 WITH SENATE AMENDMENTS.

Mr. Sanders called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 35, A bill to be entitled "An Act amending Article 7066, Revised Civil Statutes, relating to occupation taxes on the production of sulphur, which amendment provides for an occupation tax of \$1.00 per ton of all sulphur produced within the State of Texas; providing for reports and records; imposing forfeitures and penalties for failure to keep records."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Sanders moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

Mr. Pope of Nueces moved that the House concur in the Senate amendments.

Mr. Pope of Jones moved to table the motion by Mr. Pope of Nueces.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—60.

Mr. Speaker.	Brice.
Adkins.	Coltrin.
Allred.	Conway.
Baker.	Cox of Limestone.
Barnett.	Davis.
Bateman.	DeWolfe.
Bond.	Enderby.
Bradley.	Farrar.

Finlay.	Olsen.
Forbes.	Palmer.
Giles.	Petsch.
Graves.	Pool.
of Williamson.	Pope of Jones.
Graves of Erath.	Ray.
Harper.	Renfro.
Heaton.	Riley.
Hogg.	Rountree.
Hornaday.	Sanders.
Johnson.	Shaver.
of Dimmit.	Sinks.
Johnson of Smith.	Snelgrove.
Justiss.	Stephens.
Kincaid.	Storey.
Lee.	Terrell.
Lemens.	Thompson.
Magee.	Van Zandt.
Mauritz.	Veatch.
McCombs.	Wallace.
McGill.	West.
Metcalf.	Woodruff.
Murphy.	Young.
Negley.	

Nays—47.

Ackerman.	Kinnear.
Albritton.	Long of Wichita.
Anderson.	Marks.
Avis.	Martin.
Bounds.	Maynard.
Carpenter.	Mehl.
Cox of Lamar.	Moore.
Duvall.	Morse.
Eickenroht.	Patterson.
Finn.	Pavlica.
Fuchs.	Pope of Nueces.
Gates.	Purl.
Harman.	Quinn.
Harrison.	Rogers.
Hines.	Simmons.
Hopkins.	Speck.
Hubbard.	Stevenson.
Jenkins.	Tillotson.
Johnson of Scurry.	Turner.
Kayton.	Webb.
Keller.	Wiggs.
Kemble.	Williams.
Kennedy.	of Sabine.
King.	

Absent.

Acker.	Mankin.
Beck.	Montgomery.
Dunlap.	Mosely.
Hardy.	Nicholson.
Harding.	O'Neill.
Hefley.	Reid.
Holder.	Shelton.
Johnson.	Tarwater.
of Dallam.	Walters.
Jones.	Williams.
Long of Houston.	of Travis.
Loy.	

Absent—Excused.

Baldwin.	Brooks.
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Chastain.	Reader.
Ewing.	Richardson.
Gilbert.	Savage.
Keeton.	Sherrill.
Kenyon.	Strong.
Land.	Waddell.
McDonald.	Warwick.
McKean.	Westbrook.
Minor.	Williams
Mullally.	of Hardin.
Prendergast.	

Question then recurring on the motion by Mr. Sanders, it prevailed.

SENATE BILL NO. 94 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Petsch, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 94, A bill to be entitled "An Act providing for the disposition of oil and gas in lands belonging to the State eleemosynary institutions and State parks, and also providing for the sale of timber and the leasing of any such lands, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 9.

Mr. Hubbard, chairman, submitted the following conference committee report on House bill No. 9:

Committee Room,
Austin, Texas, February 17, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives, and Hon. Barry Miller, President of the Senate.

Sirs: We, the free conference committee appointed by the House and Senate to adjust the differences on House bill No. 9, being an act to regulate the fees of county officers, beg leave to report that we have had said bill under careful consideration and have agreed to replace the original House bill No. 9 with a substitute bill, a copy of which is attached hereto.

We recommend the passage of said substitute bill.

Respectfully submitted,
HUBBARD,
STOREY,
PURL,
ROUNTREE,
KELLER.

On the Part of the House.

PARRISH,
WOODUL,
WILLIAMSON,
DeBERRY.

On the Part of the Senate.

A BILL

To Be Entitled

An Act amending Articles 2994, 3886, 3891, 3892, 3897, 3932, 3937, 7331 and 7332, as amended, and re-enacting and amending Article 3883, and repealing Articles 3900, 3912 and 3894 of the Revised Civil Statutes of Texas of 1925; repealing all provisions of law in conflict with this act; all of said articles relating to fees and compensation of county, district and precinct officers; providing that if any portion of this act be declared unconstitutional or invalid the remainder shall not be affected thereby; declaring an emergency, and providing that this act shall become effective on January 1, 1931.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 2994 of the Revised Civil Statutes of Texas of 1925 be amended so that it shall hereafter read as follows:

Article 2994. Collector's Fees for Poll Taxes.—The tax collector shall be paid fifteen cents for each poll tax receipt and certificate of exemption issued by him, to be paid pro rata by the State and county in proportion to the amount of poll tax received by each, which amount shall include his compensation for administering oaths, furnishing lists of qualified voters in election precincts for use in all general and primary elections and primary conventions when desired, and for all duties required of him under this title; provided, that collectors in counties having a population in excess of 25,000, as determined by Article 3889, shall receive only ten cents for each poll tax receipt and certificate of exemption issued by him.

Sec. 2. Article 3886 of the Revised Civil Statutes of Texas for 1925 is hereby amended so that the same shall hereafter read as follows:

Article 3886. District and County Attorneys of Large Counties.—In any county having a population in excess of 150,000 and having a county attorney, the county attorney shall receive, and in counties having a population in excess of 150,000 inhabitants which do not have a county attorney, the district attorney or criminal district at-

torney shall receive all fees, commissions and perquisites earned by such office; provided, that the amount of said salary, fees, commissions and perquisites to be so received and retained by him, including in case of district attorneys the five hundred dollars (\$500) provided by the Constitution, shall not exceed the sum of six thousand dollars (\$6,000) per year and the excess fees allowed under Article 3891; in counties having a population less than one hundred and fifty thousand (150,000) inhabitants the district attorney or criminal district attorney thereof shall receive all fees, commissions and perquisites earned by such office; provided, that the amount of said salary, fees, commissions and perquisites to be received and retained by him, including the five hundred dollars (\$500) provided by the Constitution, shall not exceed the sum of eight thousand dollars (\$8,000) per year. All salaries, fees, commissions and perquisites so earned and received by such office in excess of said amount during each and every fiscal year shall be paid into the county treasury of said county in accordance with the terms and provisions of the maximum fee bill, except as to such portion of such excess as shall be used and expended in the payment of salaries to deputies, stenographers, investigators or other employees, as herein provided. Each such county attorney and each district attorney or criminal district attorney in counties of over 150,000 population, having no county attorney, may appoint seven assistant district attorneys, one of whom shall receive a salary not to exceed forty-eight hundred dollars per annum; one of whom shall receive a salary not to exceed forty-two hundred dollars per annum; one of whom shall receive a salary not to exceed thirty-six hundred dollars per annum; two of whom shall receive a salary not to exceed three thousand dollars per annum each; two of whom shall receive a salary not to exceed twenty-four hundred dollars per annum each. He may employ two stenographers, who shall receive a salary not to exceed two thousand four hundred dollars per annum each. He may employ three investigators who shall receive a salary not to exceed two thousand four hundred dollars per annum each. The salaries of assistants, stenographers and investigators and other employees, above provided for, shall be paid monthly by said county by warrant drawn upon the general funds thereof. Should such district attorney or

county attorney be of the opinion that the number of deputies, assistants, stenographers, investigators or other employees above provided for are inadequate for the proper investigation of crime and the efficient performance of the duties of said office, he may appoint such additional assistants and employees and fix their salaries, provided such salaries shall in no event exceed the maximum provided herein to be paid to such assistants or other employees, but such additional assistants or employees so appointed, before qualifying and entering upon the duties of such office and employment, shall be confirmed by the commissioners court of the county in which such appointments are made. The salaries for such additional assistants and employees shall be paid monthly out of the excess fees collected by such district attorney or county attorney and his office which would otherwise go to said county, a detailed sworn itemized statement of which he shall include in his annual report, as provided to be made in the maximum fee bill. In no event shall said county be liable for the salaries of such additional assistants or employees. Any such assistant, deputy, stenographer, investigator or employee, whether regular or additional, shall be subject to removal at will of said district or criminal district attorney.

The criminal district attorney or county attorney of any county with a population exceeding one hundred and fifty thousand (150,000) inhabitants, shall have the right to appoint, in addition to those now provided by law, not more than two (2) assistant county or district attorneys, at a salary not to exceed three hundred and fifty dollars (\$350) per month each, nor more than five (5) clerks, investigators or abstractors at a salary not to exceed two hundred dollars (\$200) per month each, for the purpose of assisting the said attorney in performing his duties with reference to the collection of delinquent taxes and such other duties that might be assigned by the district or county attorney, such salaries to be paid out of the general fund of the county; provided, in counties under one hundred fifty thousand (150,000) population, the county attorney, with the approval of the commissioners court, may employ not more than one assistant at a salary not to exceed two hundred fifty dollars (\$250) per month, for the purpose of assisting the county attorney in performing his duties with reference to the collection of delinquent taxes, which salary shall be

paid out of the county general fund, and the services of said assistant may be dispensed with at any time by the commissioners court.

Sec. 3. That Article 3891, Revised Civil Statutes of Texas, 1925, be amended so as to hereafter read as follows:

Article 3891. Disposition of Fees.—

Each officer named in this chapter shall first, out of the fees of his office, pay or be paid the amount allowed him under the provisions of this chapter, together with the salaries of his assistants and deputies, and the amount necessary to cover costs of premium on whatever surety bond may be required by law. If the fees of such office collected in any year be more than the amount needed to pay the amount allowed such officer and his assistants and deputies, same shall be deemed excess fees, and in counties in which the population is less than thirty-seven thousand five hundred (37,500) inhabitants, such officer shall retain all of such fees, in addition to the amounts specified in Articles 3883 and 3883a, until same amounts to twelve hundred fifty (\$1,250) dollars, and of the remaining excess fees, such officers shall retain one-fourth of such remaining excess fees, until such one-fourth amounts to seven hundred fifty (\$750) dollars; provided, that in no case shall any officer in such counties receive as total compensation in excess of four thousand five hundred (\$4,500) dollars; and in counties in which the population is as many as thirty-seven thousand five hundred (37,500) inhabitants and is less than seventy-five thousand and one (75,001) inhabitants, such officer shall retain all excess fees until the same amounts to one thousand two hundred fifty (\$1,250) dollars and of the remaining excess fees such officer shall retain one-fourth of such remaining excess fees until such one-fourth, together with the maximum fees allowed by this chapter and said sum of one thousand two hundred fifty (\$1,250) dollars, shall amount to the sum of five thousand five hundred (\$5,500) dollars; and in counties in which the population exceeds seventy-five thousand inhabitants, and is less than one hundred and fifty thousand and one (150,001) inhabitants, such officer shall retain all excess fees until the same amounts to three thousand (\$3,000) dollars; and of the remaining excess fees, such officer shall retain one-fourth of such remaining excess fees until such one-fourth, together

with the maximum fees allowed by this chapter and said sum of three thousand (\$3,000) dollars shall amount to the sum of eight thousand (\$8,000) dollars; and in counties in which the population exceeds one hundred and fifty thousand (150,000) inhabitants, such officer shall retain all excess fees until the same, together with the maximum fees allowed by Articles 3883, 3883a, and 3886, shall amount to the sum of twelve thousand five hundred (\$12,500) dollars. All fees collected by officers named in Articles 3883, 3883a, and 3886, during any fiscal year in excess of maximum amount allowed by law, and of the amount of excess fees allowed by this article for their services, and for services of their deputies, or their assistants as herein provided for, shall be paid into the county treasury of the county where the excess accrued; provided, that in counties of less than twenty-five thousand (25,000) inhabitants and which constitute a separate judicial district, the chief deputy or the first assistant of the officer named in this chapter shall receive a sum not to exceed a rate of eighteen hundred (\$1,800) dollars per annum, and the other deputies or assistants a sum of not to exceed a rate of fifteen hundred (\$1,500) dollars per annum, and the limitations as to the pay of deputies and assistants elsewhere provided in this chapter shall not apply in such counties.

The compensations, limitations and maximums herein fixed in this chapter for officers shall include and apply to all fees and compensation whatever collected by said officers in their official capacity, whether accountable as fees of office under present law or not, and shall also include all compensation for certified or uncertified copies of any record or paper, and all fees or compensation for any certificates issued, any law, general or special, to the contrary notwithstanding, and particularly shall include all fees now allowed by law to officers pertaining to delinquent taxes and tax certificates, but this enumeration shall not be construed so as to exclude any other fees from the operation of this chapter. The compensation fixed by this chapter for sheriffs shall be exclusive of any reward received for the apprehension of criminals or fugitives from justice. The maximum fees for the compensation of district attorneys and criminal district attorneys shall be inclusive of the salary allowed such attorneys by the Constitution. The maximum fees for the compensation of county judges

and justices of the peace shall be exclusive of any compensation received for performing marriage ceremonies, which amount shall not be accountable for and not required to be reported as fees of office.

Sec. 4. Article 3892 of the Revised Civil Statutes of Texas for 1925 is hereby amended so that the same shall hereafter read as follows:

Article 3892. Failure to Collect Maximum.—Any officer mentioned in this chapter who does not collect the maximum amount of his fees for any fiscal year and who reports delinquent fees for that year, shall be entitled to retain, when collected, such part of such delinquent fees as is sufficient to complete the maximum compensation authorized by Articles 3883, 3883a and 3886 for the year in which delinquent fees were charged, and also retain the amount of excess fees authorized by law, and the remainder of the delinquent fees for that fiscal year shall be paid as herein provided for when collected; provided, the provisions of this article shall not apply to any officer after one year from the date he ceases to hold the office to which any delinquent fee is due, and in the event the officer earning the fees that are delinquent has not collected the same within twelve months after he ceases to hold the office, the amount of fees collected shall be paid into the county treasury. Provided, however, that nothing in this act precludes the payment of ex-officio fees in accordance with Title 61 of the Revised Civil Statutes of Texas, 1925, as part of the maximum compensation. Provided, that any change made in this article by this act shall not apply to fees heretofore earned.

Sec. 5. That Article 3897, Revised Civil Statutes of Texas, 1925, be amended so as hereafter to read as follows:

Article 3897. Sworn Statement.—Each officer mentioned in Articles 3883, 3883a and 3886, shall, at the close of each fiscal year, make to the district court of the county in which he resides, by filing with the district clerk, on forms designed and approved by the State Auditor, a sworn statement in triplicate, one copy of which shall be forwarded to the State Auditor by the district clerk within thirty days after same has been filed in his office; and one copy of which shall be filed with the county auditor, if any; otherwise, said copy shall be filed with the commissioners court. Said report shall show the amount of fees collected by him during the fiscal year and the number of deputies and assist-

ants employed by him during the year, and the amount paid or to be paid each. Such statement shall include all fees and compensation whatever collected by said officer, even though heretofore exempt from the provisions of any law. Said report shall be filed not later than March 1 following the close of the fiscal year and for each day after said date said report has not been filed said officer shall be liable to a penalty of twenty-five dollars (\$25), which may be recovered by the county in a suit brought for such purpose and shall be subject to removal from office. Provided, that where any officer mentioned in this chapter has expenses of office for which he is required to file an expense account under Article 3899, the commissioners court is hereby expressly inhibited and debarred from paying any ex-officio salary to such officer until such expense account has been filed in accordance with Article 3899.

Sec. 6. Article 3932 of the Revised Civil Statutes of Texas for 1925 is hereby amended so as to read hereafter as follows:

Article 3932. County Clerk. Ex-Officio Services.—For all ex-officio services in relation to roads, bridges and ferries, issuing jury scrip, county warrants and taking receipts therefor, services in habeas corpus cases, making out bar dockets, keeping records of trust funds, filing and docketing all papers for commissioners court, keeping road overseers' books and list of hands, recording all collection returns of delinquent insolvents, recording county treasurer's reports, recording reports of justices of the peace, recording reports of animals slaughtered, and services in connection with all elections, and all other public services not otherwise provided for to be paid upon the order of the commissioners court out of the treasury, the county clerk shall receive such sum as the commissioners court may determine under the provisions of Article 3895, to be paid quarterly. No county clerk shall be compelled to file or record any instrument of writing permitted or required by law to be recorded until the payment or tender of payment of all legal fees for such filing or recording has been made. Nothing herein shall be held to include papers or instruments filed or recorded in suits pending in the county court.

Sec. 7. Article 3937, Revised Civil Statutes of 1925, is hereby amended so as to read as follows:

Article 3937. Tax Assessor.—Each assessor of taxes shall receive the fol-

lowing compensation for his services, which shall be estimated upon the total value of the property assessed, as follows: For assessing the State and county taxes, on all sums for the first two million dollars (\$2,000,000) or less, five cents for each one hundred dollars (\$100) of property assessed; on all sums in excess of two million dollars (\$2,000,000) and less than five million dollars (\$5,000,000), two and one-half cents on each one hundred dollars (\$100); and on all sums in excess of five million dollars (\$5,000,000), two and one-fourth cents on each one hundred dollars (\$100); provided, that in all counties in which the population does not exceed twelve thousand five hundred inhabitants, the assessor shall receive on all sums for the first four million dollars the sum of five cents for each one hundred dollars, and that on all sums above such amount the fees shall be as above stated; one-half of the above compensation shall be paid by the State and one-half by the county; for assessing the taxes in all drainage districts, road districts or other political subdivisions of the county, the assessor shall be paid three-fifths of one cent for each one hundred dollars of the assessed value of such districts or subdivisions; provided, such compensation as is paid to the assessor shall be prorated among the various drainage districts, road districts and other political subdivisions of the county according to the value of the property assessed in each district or other political subdivision; and for assessing the poll tax, five cents for each poll, which shall be paid by the State.

The commissioners court shall allow the assessor of taxes such sums of money, to be paid monthly from the county treasury, as may be necessary to pay for clerical work, taking assessments and making out the tax rolls of the county (such sums so allowed to be collected from the amount allowed to the assessor as compensation upon the completion of said tax rolls); provided, the amount allowed the assessor by the commissioners court shall not exceed the compensation that may be due by the county to him for assessing.

Sec. 8. Article 7331 of the Revised Civil Statutes of Texas for 1925 is hereby amended so as to read hereafter as follows:

Article 7331. Fees of Tax Collector.—For calculating and preparing redemption certificates and receipts, reporting and crediting redemptions, posting Comptroller's redemption numbers on

the delinquent tax record or annual delinquent list, mailing certificates of redemption to taxpayers after approval by the Comptroller, and for issuing receipts or certificates of redemption for property shown on the annual delinquent list, the tax collector shall be entitled to a fee of one dollar (\$1.00) for each correct assessment of land to be sold, said fee to be taxed as costs against the delinquent. Correct assessment as herein used means the inventory of all properties owned by an individual for any one year. Provided, that in no case shall the State or county be liable for said fee. For checking up and taking off delinquency, separating and assorting various tracts or each assessment, prorating the taxes thereon, arranging the items by abstract numbers or lot and block numbers, and compiling the delinquent tax record herein required to be compiled whenever there shall be as many as two years of back taxes that have not been included in the delinquent record, the tax collector shall be paid, out of the general fund of the county, five cents for each written line of the original of such delinquent record, not to exceed twenty-five cents for any one tract or abstract rendered, returned delinquent and owned by one taxpayer; such fee to be taxed as costs and to be paid back into the general fund of the county when collected. For the collection of delinquent taxes on real estate and for performing all duties relating to such taxes for which no compensation is otherwise provided, the tax collector shall receive five per cent of all delinquent taxes collected by him.

Sec. 9. Article 7332 of the Revised Civil Statutes of Texas for 1925, as amended by Chapter 143 of the Acts of the Regular Session of the Forty-first Legislature, is hereby amended so that the same shall hereafter read as follows:

Article 7332. Other Fees.—The county attorney or district attorney shall represent the State and county in all suits against delinquent taxpayers that are provided for in this law, and all sums collected shall be paid immediately to the county collectors. In all cases except those under private contract the compensation for said attorney shall be five dollars (\$5.00) for the first tract in one suit and one dollar (\$1.00) for each additional tract involved in the same suit; provided, said attorney shall give thirty days' written notice to the last known record owner of the property involved by mailing to his last known address notice thereof before suit is filed, and said attorney shall receive for

the giving of such notice the sum of fifty cents, which shall be collected as costs of suit, if suit is filed, or by the collector if no suit is filed, which amount shall be paid to the attorney. Failure to send or receive the above notice shall be no defense to a suit for taxes. The sheriff shall be entitled to a fee of one dollar (\$1.00) for selling and making deed thereto to each purchaser of land that he sells under judgment for taxes; and for serving citation and all other services he shall receive the same fees as allowed by law for similar services in civil suits. The district clerk shall receive the same fees in such suits as are allowed in other civil suits as provided in Articles 3927 and 3928 of the Revised Civil Statutes of Texas for 1925 to be taxed as costs of suit; provided, the fees of the district clerk shall not exceed the sum of three dollars (\$3.00) in any one case, except in cases where the clerk issues citations out of the county or notices to serve non-residents the fees shall not exceed five dollars (\$5.00) in any one case. The county clerk, for making out and recording the data of each assessment, for certifying same in the minutes of the commissioners court, for posting redemption certificates, for assisting in securing names of present owners of delinquent lands, and for other services in such suits, shall receive one dollar (\$1.00); provided herein, that any clerk who fails to perform these duties shall not receive the fee allowed herein. Where such suits are brought against delinquents to recover taxes due by them to the State and county, and the said delinquent pays the amount of taxes, interest, penalties and all accrued costs of the county tax collector during the pendency of such suit, then the county attorney shall receive as compensation therefor two dollars (\$2.00) for the first tract and one dollar (\$1.00) for each additional tract embraced in said suit. The attorney who institutes a suit and has prosecuted the same to judgment in the district court shall receive all fees allowed under this article, even though he has been succeeded in office by another attorney; provided, in case the judgment is appealed, then and in that event the attorney who secured the judgment shall be entitled to an equal division with his successor in office of the fees allowed therein, and the same shall be paid to him whenever collected, regardless of the time when collected, but said fees shall be subject to the provisions of this chapter and the fee bill pertaining to the maximum

amount allowed. Provided, that no provision of this article or of this act shall be construed as affecting the vested rights of any persons in fees or compensation already earned prior to the taking effect of this act.

Sec. 10. Articles 3900, 3912 and 3894 of the Revised Civil Statutes of Texas for 1925, and any provision of law, general or special, relating to fees of county or district officers, in conflict with the provisions of this act, are hereby expressly repealed. Officers named in Articles 3883 and 3883a in counties having a population of 25,000 or less, as well as in all other counties, shall make the report and keep the statement required in Articles 3896 and 3897, and shall be subject to the limitations and requirements of the fee bill. Provided, however, that nothing herein shall be construed to affect or repeal Chapter 271, Acts Regular Session, Fortieth Legislature, page 409, relating to fees of county attorneys in certain counties, but shall be cumulative thereof.

Sec. 11. Article 3883 of the Revised Civil Statutes of 1925 is hereby amended and re-enacted so as to read as follows:

Article 3883. Maximum Fees.—Except as otherwise herein provided, the maximum annual fees that may be retained by county officers mentioned in this article shall be as follows:

1. In counties containing less than 25,000 inhabitants: County judge, \$2,250; sheriff, \$2,750; county clerk, \$2,250; county attorney, \$2,250; district clerk, \$2,250; tax collector, \$2,250; tax assessor, \$2,250; justice of the peace, \$2,000; constable, \$2,000.

2. In counties containing as many as 25,000 and less than 37,500 inhabitants, in which there is no city containing over 25,000 inhabitants: County judge, \$2,500; sheriff, \$3,000; county clerk, \$2,400; county attorney, \$2,400; district attorney, \$2,500; district clerk, \$2,400; tax assessor, \$2,400; tax collector, \$2,400.

3. In counties containing as many as 37,500 inhabitants or containing a city of over 25,000 inhabitants: County judge, \$3,500; sheriff, \$3,500; county clerk, \$2,750; county attorney, \$3,500; district attorney, \$2,500; district clerk, \$2,750; tax collector, \$2,750; tax assessor, \$2,750.

Compensation herein fixed for sheriff of any county shall be exclusive of any reward received for the apprehension of criminals or fugitives from justice. The maximum fixed for the compensation of

each district attorney shall be inclusive of the salary allowed by the Constitution.

Sec. 12. If any section, sentence or part whatever of this act shall be held to be unconstitutional or invalid, the same shall not affect the remaining portions of this act, and it is hereby declared that the Legislature would have passed that part which is constitutional and valid.

Sec. 13. The fact that the Constitution limits the period of this special session of the Legislature, and the limited time remaining, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and said rule is hereby suspended.

Sec. 14. This act shall take effect and be in force from and after January 1, 1931.

On motion of Mr. Hubbard, the report was adopted.

CONFERENCE COMMITTEE APPOINTED ON HOUSE BILL NO. 35.

The Speaker announced the appointment of the following conference committee on House bill No. 35:

Messrs. Sanders, Pope of Jones, Hogg, Mauritz and Tarwater.

RELATING TO HOUSE BILL NO. 2.

Mr. Bradley offered the following resolution:

Whereas, The sine die adjournment of the Fourth Called Session of the Forty-first Legislature is near at hand and only a few hours remain in which to enact legislation on one of the primary purposes for which this session was called, i. e., to meet the penitentiary problem; now, therefore, be it

Resolved, by the House of Representatives, That the present conference committee be directed to report back to the House at once on House bill No. 2.

Signed—Bradley, McCombs.

The resolution was read second time.

On motion of Mr. Graves of Erath, the resolution was tabled.

MESSAGE FROM THE GOVERNOR.

Mr. Pat Dougherty, secretary to the Governor, appeared at the bar of the House and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Executive Office,
Austin, Texas, February 17, 1930.

To the Members of the Forty-first Legislature:

Certain members of the Legislature have stated to me that a bill amending the election laws is about to pass or will be passed, but that the subject has not been submitted. At the request of members interested in the bill, I submit the subject of amending the election laws.

Respectfully,

DAN MOODY.

SENATE BILL ON FIRST READING.

The following Senate bills, received from the Senate today, was laid before the House, read first time and referred to the appropriate committee, as follows:

Senate bill No. 96, to the Committee on Highways and Motor Traffic.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 101, "An Act providing that certain cities having the population requirements set forth herein may acquire and own special assessment certificates issued in connection with street improvements; that such cities may pledge and impound said certificates as the basis for the issuance of special improvement bonds subject to the limitations and provisions of this act; providing for use of funds from the sale of such bonds; providing that such bonds shall not be reckoned determining charter, constitutional or statutory bond limitations, and shall not constitute indebtedness of the city contemplated under certain provisions of the Constitution; prescribing statutory duties imposed on such cities when such bonds are issued."

H. B. No. 70, "An Act fixing the metes and bounds of the Alice Independent School District, located in Jim Wells county, Texas, and validating the proceedings of the county school trustees of said county in changing the boundaries of Alice Independent School District in said county, and validating all proceedings had with respect to levying a tax of \$1.00 upon the \$100 valuation of all taxable property in said school district, and validating all proceedings had with reference to the issuance of \$75,000 of school building bonds of said district, and validating all proceedings had with

reference to the issuance of \$15,000 of school building bonds of said district, and validating all proceedings had with reference to the issuance of \$125,000 of school building bonds of said district."

H. B. No. 74, "An Act to amend Section 12 of Acts of the Twenty-eighth Legislature, creating a road system for Palo Pinto and Bosque counties, being Chapter 22, Special Laws, 1903, as amended by Chapter 19, Special Laws, 1913, which Section 12 was added by Chapter 12, Special Laws of the Forty-first Legislature at its Second Called Session; authorizing the commissioners court of Palo Pinto county, Texas, to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes in Palo Pinto county, and to levy a tax in payment thereof."

H. B. No. 12, "An Act to repeal Chapter 67, Special Laws of the Thirty-second Legislature of 1919, entitled 'Mason County Road System, Creation of,' and all amendments thereto, and declaring an emergency."

H. B. No. 91, "An Act to amend Chapter 6834 of the Revised Civil Statutes of the State of Texas, 1925, relating to the manner of holding elections for the issuing of seawall bonds and the application of funds, under Title 118 of said Revised Civil Statutes, and declaring an emergency."

H. B. No. 72, "An Act making it unlawful to shoot at or kill any wild deer or wild turkeys in San Saba county; prescribing a penalty."

H. B. No. 98, "An Act to amend the special road law for Rockwall county, Texas, enacted by the Regular Session of the Thirty-sixth Legislature, 1919, the same being an act providing for the payment of the commissioners of Rockwall county, Texas, while acting as ex-officio road superintendents in their various precincts of said Rockwall county, and declaring an emergency."

H. B. No. 76, "An Act to amend an act of the Thirty-fourth Legislature, entitled 'An Act to create a more efficient road system for Lavaca county,' being Chapter 75, Local and Special Laws, Regular Session, 1915, by adding thereto Section 18, authorizing the commissioners court of Lavaca county to issue bonds of said county for the purpose of funding or refunding indebtedness for road and bridge purposes in said county, and to levy a tax in payment thereof."

H. B. No. 90, "An Act to amend Section 6. of Chapter 68 of the Acts of the Thirty-sixth Legislature, Regular Ses-

sion, 1919, relating to the fixing of the shipping district in the area patented by virtue of said act, and providing for determining, defining and fixing the boundary lines between the property of private citizens along the shore line of Corpus Christi bay, etc."

H. B. No. 89, "An Act authorizing the commissioners court to pay bounties on wolf scalps in Sterling county to preserve game in said county; enacting the necessary regulations in reference thereto, etc."

H. B. No. 92, "An Act to amend Article 8225 of Chapter 9, Title 128, Revised Civil Statutes of 1925, so as to provide for the purchase by navigation districts from the State of Texas of any lands and flats belonging to said State covered or partly covered by the waters of the bays or other arms of the sea within said district; authorizing the Commissioner of the General Land Office to sell lands at a price of one dollar (\$1.00) per acre; providing application and the issuance of patents and the disposition of the proceeds of said sale, and declaring an emergency."

H. B. No. 23, "An Act amending Article 3268, Revised Statutes, 1925, providing that municipal corporations shall not be required to post a bond in condemnation proceedings and shall not be required to deposit double the amount or the award by the commissioners, and declaring an emergency."

RELATING TO CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 9.

Mr. Purl moved that the free conference report on House bill No. 9 be printed as a supplement to the Journal and that 500 such copies be printed.

The motion prevailed.

RECESS.

On motion of Mr. Kemble, the House, at 6:35 o'clock p. m., took recess to 9:30 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows:

Public Lands and Buildings: Senate bills Nos. 101 and 94.

Education: Senate bill No. 73.

State Affairs: Senate bill No. 3.

Highways and Motor Traffic: House bill No. 55.

REPORT OF THE COMMITTEE ON
ENGROSSED BILLS.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 15, A bill to be entitled
"An Act providing for the sale of all
oil and/or gas in State Prison
lands by lease; creating a board for
lease of State Prison lands and pre-
scribing the duties and powers of said
board; prescribing the mode and man-
ner of selling oil and gas in State Prison
lands and the disposition to be made
of the proceeds of such sales; making
an appropriation to defray the expenses
of enforcing the act," etc.,

Has carefully compared same and find
it correctly engrossed.

DeWOLFE, Acting Chairman.

Committee Room,
Austin, Texas, February 13, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 41, A bill to be entitled
"An Act to amend Chapter 70, Special
Laws passed at the Regular Session of
the Forty-first Legislature, the same be-
ing an act creating and validating Hi-
dalgo and Cameron Counties Water Con-
trol and Improvement District No. 9,
in Hidalgo and Cameron counties, by
adding to said chapter a new section
numbered 8a, validating bond election
held on the 7th day of September, 1929,
and the bonds issued pursuant thereto,"

Has carefully compared same and find
it correctly engrossed.

DeWOLFE, Acting Chairman.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 70, A bill to be entitled
"An Act fixing the metes and bounds of
the Alice Independent School District,
located in Jim Wells county, Texas, and
validating the proceedings of the county
school trustees of said county in chang-
ing the boundaries of Alice Independent
School District in said county, etc., and
declaring an emergency,"

Has carefully compared same and find
it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 40, A bill to be entitled
"An Act to repeal Section 12c of Chap-
ter 7, Local and Special Laws enacted
by the Forty-first Legislature at its
Second Called Session, 1929, same be-
ing an amendment to Wise county spe-
cial road law, and to amend Chapter 59,
Local and Special Laws enacted by the
Thirty-fourth Legislature at its Regular
Session in 1915, as amended by Chapter
31, Special Laws enacted by the Thirty-
ninth Legislature at its First Called
Session in 1926, as amended by Chapter
7, Local and Special Laws enacted by
the Forty-first Legislature at its Second
Called Session in 1929, same being a
special road law for Wise county, by
adding thereto Section 12d, validating
all scrip, warrants, refunding warrants,
refundng bonds and/or other evidence
of indebtedness issued against the road
and bridge fund of said county,"

Has carefully compared same and find
it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 35, A bill to be entitled
"An Act relating to occupation on the
product of sulphur," etc.,

Has carefully compared same and find
it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

H. B. No. 38, A bill to be entitled
"An Act to create Donna Irrigation Dis-
trict, Hidalgo County No. 1, in Hidalgo
county, Texas; validating and approving
all orders made by the commissioners
court of said county in respect to the
original organization of said district
as a water improvement district under
Section 52 of Article 3 of the Constitu-
tion,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 39, A bill to be entitled "An Act to create Hidalgo County Water Improvement District No. 6, in Hidalgo county, Texas, and defining the boundaries of said district; validating and approving all orders made by the commissioners court of said county in respect to the organization of said district; validating and approving the election held in said district on March 14, 1929, for the creation of said district and the issuance of notes of said district, and the election of directors thereof; validating and approving the order of the commissioners court of said county passed on March 18, 1929, declaring the results of said election and establishing the said district,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 11, A bill to be entitled "An Act to validate the organization and creation of all school districts, including common school districts, independent school districts, consolidated common school districts, consolidated independent school districts, county line school districts, consolidated county line school districts and rural high school districts, whether created by general or special law of county boards of trustees; validating the acts of said county boards of trustees and boards of such districts; validating all proceedings and acts of said boards of trustees heretofore taken by such boards of trustees; validating all bonds authorized and sold and now outstanding of said districts; validating all tax levies made in behalf of said districts, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 23, A bill to be entitled "An Act amending Article 3268, Revised Statutes, 1925, providing that municipal corporations shall not be required to post a bond in condemnation proceedings and shall not be required to deposit double the amount of the award by the commissioners, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 48, A bill to be entitled "An Act providing for the obtaining of a statement of facts on appeal by a pauper, and providing the compensation of the court reporter, and providing an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 94, A bill to be entitled "An Act to provide a special county road law for Austin county, Texas; declaring county commissioners shall be ex officio road supervisors of their respective precincts, subject to the direction of the commissioners court, and charge of all road equipment for the building and maintenance of roads in their respective precincts; and defining the authority and duties of said commissioners as road supervisors; requiring bond of such commissioners as road supervisors, and requiring the keeping of certain accounts; providing for the purchase of materials and supplies necessary in the discharge of duties imposed, and for the employment of necessary labor,"

Have carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 101, A bill to be entitled
"An Act providing that certain cities
having the population requirements set
forth herein may acquire and own spe-
cial assessment certificates issued in
connection with street improvements,"
etc.,

Have carefully compared same and
find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 100, A bill to be entitled
"An Act to repeal Chapter 76, Special
Laws of the First Called Session of the
Fortieth Legislature of 1927, entitled
Polk County Road Law, creating a more
efficient road system of Polk county,
Texas, and declaring an emergency,"

Have carefully compared same and
find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 97, A bill to be entitled
"An Act amending House bill No. 177,
passed by the Second Called Session of
the Forty-first Legislature, prescribing
the kind of tackle and method of taking
fish in fresh waters in certain counties
and prohibiting all other tackle; pro-
hibiting possession of any tackle not
authorized by this act within 200 yards
of any fresh waters mentioned herein;
exempting the waters of the Colorado
and Rio Grande rivers from the pro-
visions of this act; prohibiting the sale,
offering for sale or having in possession
for the purpose of sale of certain species
in said counties,"

Have carefully compared same and
find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 86, A bill to be entitled
"An Act to amend Sections 2a and 2b
of Chapter — of the Local and Special
Laws enacted by the Thirty-third Legis-
lature at its Regular Session in 1913,
same being special road law for Chil-
dress county, which Sections 2a and 2b
were added to Chapter 279 of the Gen-
eral and Special Laws of the Forty-first
Legislature at its Regular Session in
1929; authorizing the commissioners
court of Childress county to issue bonds
in said county for the purpose of fund-
ing or refunding indebtedness incurred
for road and bridge purposes, and to
levy a tax in payment thereof; pro-
viding limitations upon the issuance of
warrants for road and bridge purposes,
and exceptions therefrom, and declaring
an emergency,"

Have carefully compared same and
find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 13, A bill to be entitled
"An Act making it unlawful for any
person to transport any live wolf, or to
possess or receive for the purpose of
transporting or turning loose or to turn
loose any live wolf, providing that it
shall not be unlawful for certain persons
to transport, possess or receive any live
wolf for exhibition purposes; prescribing
penalties, and declaring an emergency,"

Have carefully compared same and
find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 99, A bill to be entitled
"An Act providing for a closed season
in Stephens county upon quail and all
fur-bearing animals for a period of
three years, and providing for certain
exceptions to fur-bearing animals, and
declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 98, A bill to be entitled "An Act to amend the special road law for Rockwall county, Texas, enacted by the Regular Session of the Thirty-sixth Legislature, 1919, the same being an act providing for the payment of the commissioners of Rockwall county, Texas, while acting as ex-officio road superintendents in their various precincts of said Rockwall county, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 87, A bill to be entitled "An Act to provide and regulate size of certain fish caught in Harrison county, Texas; providing a penalty, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 96, A bill to be entitled "An Act creating a special road law for Angelina county, Texas, requiring surety bonds of road overseers, containing the provision that said county may fund the legal indebtedness outstanding against its road and bridge fund as of January 1, 1930, setting forth the method of said operation; providing limitations upon the issuance of warrants for road and bridge purposes, and exceptions therefrom, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 92, A bill to be entitled "An Act to amend Article 8225 of Chapter 9, Title 128, Revised Civil Statutes of 1925, so as to provide for the purchase by navigation districts from the State of Texas of any lands and flats belonging to said State covered or partly covered by the waters of the bays or other arms of the sea within said district; authorizing the Commissioner of the General Land Office to sell lands at a price of one dollar (\$1) per acre; providing application and the issuance of patents and the disposition of the proceeds of said sale, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 93, A bill to be entitled "An Act authorizing the commissioners court in any county having a population of not less than 21,900 and not more than 22,000, according to the United States census of 1920, to allow each county commissioner certain expenses for traveling in connection with official business, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 17, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 55, A bill to be entitled "An Act to amend Article 6675a-1, Chapter 1, Title 116, Acts of the Forty-first Legislature, Second Called Session, Revised Civil Statutes of 1925, by adding subdivision 'o' defining 'farm trailer,' and Article 6675a-2, Chapter 1, Title 116, by including 'farm trailer' with those other vehicles exempted from license, and creating an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 15, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 63, A bill to be entitled "An Act to amend Article 7005, Chapter 7, Title 121, of the Revised Civil Statutes of 1925, as amended by the Acts of the Fortieth Legislature, so as to exempt the county of Parmer from the provisions of the said act,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 68, "An Act providing an open season or a period of time when it shall be lawful to hunt, take or kill wild mourning doves in the north and south zones, as such zones are defined in Article 878 of the Revised Penal Code, as amended by Chapter 222, page 326, Acts of the Fortieth Legislature, Regular Session, and repealing any provision of the law in conflict with this act,"

Have carefully compared same and find it correctly enrolled.

LONG of Houston, Chairman.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 32, "An Act amending subdivision 1, Article 199, Title 8, of the Revised Civil Statutes of the State of Texas, which subdivision relates to the district court of the First Judicial District of Texas, and to fix the number of terms and the places and time for holding said court, and to confirm all writs and process from said court to such changes, and to make all writs and process issued or served before this act takes effect, including recognizances and bonds, returnable to the terms of said court as herein fixed, and to validate the drawing and the selecting and the

summoning of all grand and petit jurors for said court,"

Have carefully compared same and find it correctly enrolled.

LONG of Houston, Chairman.

Committee Room,
Austin, Texas, February 14, 1930.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 41, "An Act to amend Chapter 70, Special Laws passed at the Regular Session of the Forty-first Legislature, the same being an act creating and validating Hidalgo and Cameron Counties Water Control and Improvement District No. 9, in Hidalgo and Cameron counties, by adding to said chapter a new section numbered 8a, validating bond election held on the 7th day of September, 1929, and the bonds issued pursuant thereto,"

Have carefully compared same and find it correctly enrolled.

LONG of Houston, Chairman.

EIGHTEENTH DAY.

(Continued.)

(Tuesday, February 18, 1930.)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Barron.

BILLS ORDERED NOT PRINTED.

(By Unanimous Consent.)

On motion of Mr. Metcalfe, Senate bill No. 96 was ordered not printed.

On motion of Mr. Rountree, Senate bill No. 21 was ordered not printed.

On motion of Mr. Hubbard, Senate bill No. 95 was ordered not printed.

HOUSE BILL NO. 88 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 88, A bill to be entitled "An Act providing for the temporary registration or visiting privileges in this State of vehicles owned by citizens of another State or country and duly registered under the laws of said State or country for the current year; prescribing restrictions under which such vehicles may be operated; prescribing penalties for any violations hereof."